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ILLINOIS DOCUMENTS

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EXECUTIVE ORDER

NUMBER 1 (2002)

EXECUTIVE ORDER CREATING
THE ILLINOIS AGENDA FOR EXCELLENCE IN EDUCATION

WHEREAS, in 1998 the top priority of this administration was established as "excellence in education" for all Illinoisans of all ages who need training to keep pace in the skills required in the 21st Century economy, and

WHEREAS, the top budget priority for this administration was established as "education and workforce training," with a four-year pledge to earmark at least 51 percent of all new general revenue to these areas, and

WHEREAS, since January of 1999, this administration, on behalf of the people of the State of Illinois, has fulfilled its commitment to these top priorities and made significant strides in improving education and workforce development at all levels, including:

- More than \$1.4 billion in new funding for education
- The construction of 12,000 new classrooms
- The hiring of 10,423 new teachers, strengthened efforts to recruit, train and retain good teachers
- A renewed emphasis on high standards for students and regular testing to measure success against those standards
- An expansion of and greater commitment to early childhood education
- The creation of educational incentives for childcare workers
- An expansion of reading instruction, particularly in the lower primary grades.
- The promotion of parental involvement
- An increase in educational "choice" for families
- A strong investment in classroom technology
- The creation of three career academies for high school students to facilitate advanced education in economics and finance, international studies and public policy
- Improved leadership in education and policy coordination under the auspices of a Deputy Governor for Education and Workforce Training and a Joint Education Committee composed of the Governor's Office, the Illinois State Board of Education, the Illinois Board of Higher Education the Illinois Community College Board and the Workforce Investment Board, and

WHEREAS, Illinois' system of higher education is rated as the best in the nation by the National Center for Public Policy and Higher Education, and

WHEREAS, Illinois received an "A" in *Education Week's* "Quality Counts 2002" survey in recognition of the learning standards and accountability procedures that have been put in place since 1999, and since 1999, on average more than 60 percent of Illinois students tested have met or exceeded Illinois learning standards, and

WHEREAS, Illinois students and schools are headed in the right direction toward educational excellence, and it is imperative that the progress in educational excellence made over the last three years by the students of Illinois be maintained and strengthened, and

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FEB 26 2002

IN THE OFFICE OF
SECRETARY OF STATE

WHEREAS, the progress of Illinois students in educational excellence would be enhanced in the years to come by maintaining sufficient resources and a strong commitment to the aforementioned policies established since 1999, and

WHEREAS, the progress of Illinois students would be further enhanced by also focusing sufficient resources and a strong commitment on:

1. Stringent learning standards and accountability procedures for students, teachers and schools

- In January of 2002, President George W. Bush and the Congress of the United States enacted a landmark reform of the federal government's programs affecting elementary and secondary education in Illinois and all other states known as the "No Child Left Behind Act."
- The "No Child Left Behind Act" requires Illinois and all states to, among other things, initiate, by the 2005-2006 school year, the annual testing of elementary students in grades three, four, five, six, seven and eight in reading and mathematics.
- The act requires Illinois schools to show, through the use of annual tests, steady progress in student achievement, based on foundation information collected in the 2001-2002 school year.
- The act requires Illinois to establish, starting in the 2002-2003 school year, greater educational choice options for the parents of students in chronically-failing public schools, including upon-request transfers to other public or charter schools and upon-request supplemental services from public or private sources that would be paid for by the federal government.

2. Providing a universal access to early childhood education

- Scientific studies provide strong evidence that quality early education plays a critical role in the healthy development of children, including the positive stimulation of the brain during the early years that creates the foundation for lifelong thinking, attitudes and behavior, as well as greater success in school and work.
- Studies estimate that every \$1 invested in quality preschool results in benefits of \$7.16 for taxpayers. If these benefits are applied to Illinois and if 60 percent of four-year-olds and 50 percent of three-year-olds participate, the estimated savings to taxpayers would total \$3.3 billion during the lifetimes of these children.
- Illinois is among the leaders nationally in early education programs. Since 1999 Illinois has expanded state government support for Prekindergarten, Head Start and child care programs by 53 percent to more than \$533 million in Fiscal Year 2001. Nonetheless, only 36 percent of the total age group population are being served.
- Surveys and community forums consistently show that many parents in Illinois cannot access or afford quality preschool programs in their communities, and a lack of cooperation and existing regulatory barriers result in service gaps and the inefficient use of tax dollars, making it difficult for many working families to find full-day, high-quality services and making it difficult for providers to maintain stable, quality programs.

3. The enhanced recruitment, training, retention and professional development of teachers and administrators.

- Between 1999 and 2001, the number of public and private school teachers in Illinois has increased by 10,423.
- Nonetheless, during the next four years, Illinois' 4,200 schools will have to hire approximately 55,000 new teachers and 3,500 new administrators to meet the classroom needs of more than 2 million students in kindergarten through high school.
- The full implementation of universal preschool will require the addition of 5,000 certified early childhood teachers and the need to develop a coherent system for recruitment, training and retention.
- There were 12,600 teaching openings in Illinois during the 2001-2002 school year and approximately 1,600 teaching jobs went unfilled. Of the 13,000 people certified to teach in Illinois in 2000, only 6,600 accepted jobs in teaching.
- The most acute need for teaching is found in school districts that are culturally and economically diverse in cities and rural areas. More than 70 percent of elementary school teachers, 52 percent of middle school teachers and 34 percent of high school teachers do not have college majors in the subjects they are teaching. Only 25 percent of English teachers and 33 percent of math teachers majored or minored in those subjects.
- The rate of attrition among Illinois teachers is 7.3 percent per year.

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, order:

The establishment of the **Illinois Agenda for Excellence In Education** to promote, encourage and foster long-term improvement in elementary and secondary schools that will lead to consistently high student achievement, exemplary instruction and the well-rounded preparation of future generations.

The components of the Illinois Agenda for Excellence in Education shall be

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1. Creation of "Illinois Preschool" – a program that shall give all Illinois families a choice of quality preschool options for children age three and four.
 - A. Illinois Preschool shall coordinate, improve and expand existing programs so that every community can offer high-quality preschool in a variety of settings that include, but are not limited to, child care centers, family child care homes, schools, Head Start programs and community centers.
 - B. An "Illinois Preschool Council" will develop the implementation framework for universal access to quality preschool that shall be submitted for approval by the Governor and General Assembly by January 1, 2003. The Council shall:
 - Assess all needs and resources for early childhood education in Illinois.
 - Determine what supports are currently available for each type of program, and where gaps in services exist.
 - Develop recommendations to maximize opportunities to blend funding and partnerships across programs to meet program goals.
 - Develop a multi-year state strategic plan for early childhood education and specify action steps to be taken.
 - Encourage local collaboration and flexibility among early childhood education programs, and shall establish quality standards in key areas, such as teacher qualifications, curriculum and parent involvement.The implementation plan, if funded by the General Assembly, shall begin in Fiscal Year 2004.
2. The T.E.A.C.H. and Great START programs shall be expanded through a cooperative effort of the Joint Education Committee to work with the General Assembly for increased funding commitments beginning with FY 2003.
3. The State Board of Education, in accordance with the federal "No Child Left Behind Act" shall develop and submit to the Governor and General Assembly by January 1, 2003 a detailed plan and implementation strategy for annual student testing in grades three, four, five, six, seven, eight, nine, ten and eleven that expands upon existing state testing programs. The testing plan shall be fully operational for the 2005-2006 school year.
4. The State Board of Education shall develop and submit to the Governor and General Assembly by January 1, 2003 a detailed plan and implementation strategy to bring the State of Illinois into compliance with the National Assessment of Educational Progress program, as required of all states in the "No Child Left Behind Act."
5. The State Board of Education shall develop and submit to the Governor and General Assembly by January 1, 2003 a detailed plan and implementation strategy to set stringent accountability standards for all elementary and secondary schools that include closing achievement gaps between disadvantaged students and other student groups, as well as a multifaceted intervention program for schools that do not meet these standards.
6. The Joint Education Committee shall develop and submit to the Governor and General Assembly by January 1, 2003 a detailed plan and implementation strategy for a statewide system of mentoring and induction for all new teachers and administrators that will be initiated in stages over the next five school years, starting with the schools and school districts in Illinois with the most severe teacher retention problems.
7. The Joint Education Committee shall develop and submit to the Governor and General Assembly by January 1, 2003 a detailed plan and implementation strategy to reconfigure the State's current DeBolt Scholarship Program into a new incentive program named the Illinois Teacher Education Assistance Campaign. The ITEACH program shall provide scholarships of up to \$5,000 each year for students studying to become teachers in subject areas that have been designated by the ISBE as an area where there is a shortage of teachers.
8. The Joint Education Committee shall develop and submit to the Governor and General Assembly by January 1, 2003 a detailed plan and implementation strategy that increases accountability for all providers of professional development services for teachers and administrators. All standards in this accountability system shall be based on reliable data concerning program effectiveness and the content knowledge needs of teachers.
9. The Joint Education Committee shall develop and submit to the Governor and General Assembly by January 1, 2003 a detailed plan and implementation strategy that brings administrator certificate renewal in Illinois into line with standards as recognized by the ISBE, the IBHE and the ICCB.
10. The Illinois State Board of Education, the Illinois Board of Higher Education, the Illinois Community College Board, the Illinois Student Assistance

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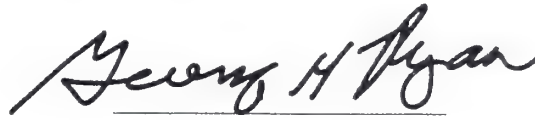
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IN THE OFFICE OF
SECRETARY OF STATE

Commission, the Illinois Workforce Investment Board and all other associated agencies, boards and commissions dealing with education and workforce training within state government shall maintain a strong commitment and sufficient resources to the aforementioned education and workforce policies established by this administration since 1999.

This Executive Order shall be effective immediately.

A handwritten signature in black ink, reading "George H. Ryan", written over a horizontal line.

GEORGE H. RYAN
Governor of Illinois

February 26, 2002

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IN THE OFFICE OF
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SPRINGFIELD, ILLINOIS

EXECUTIVE ORDER

NUMBER 2 (2002)

**EXECUTIVE ORDER TO EXTEND
AFRICAN-AMERICAN FAMILY COMMISSION**

WHEREAS, it is the policy of this State to promote family preservation and to preserve and strengthen families both within and outside of the child welfare system,

WHEREAS, there are 598,557 African-American children living in the State of Illinois, which is 18.8% of the total population of the State's children;

WHEREAS, African-American children represent 71.4% of the child welfare population in the State of Illinois;

WHEREAS, these statistics indicate problems in the State of Illinois among African-American children and their families which is created by the disproportionately high numbers of African-American children entering the child welfare system;

WHEREAS, all of the above indicators point to the need for better coordination and implementation of existing policies, procedures and programs as well as the development of new policies, procedures and programs which will enhance and strengthen African-American families;

THEREFORE, pursuant to the power vested in me by Article V, Section 11 of the Illinois Constitution, I, George H. Ryan, hereby order the following:

I. CREATION

There shall be established the African-American Family Commission.

II. MEMBERSHIP

- A. The Commission shall be composed of 30 members who shall be appointed by the Governor and each of whom shall have a working knowledge of the child welfare system in Illinois. Members shall serve two-year terms. The chairperson(s) of the Commission shall be selected by the Governor.
- B. Members shall be selected on a statewide basis but shall be predominately (85%) residents of the County of Cook. They shall be representative of a broad segment of communities and neighborhoods, and shall be selected from a variety of human service and related disciplines. They shall be representative of a partnership and collaborative effort between child welfare agencies, community-based agencies and organizations and leadership from the public/private sector and the community.
- C. The Director of the Department of Children and Family Services shall serve on an ex-officio basis.

- D. Members will serve without compensation but may be reimbursed for expenses.
- E. Staff services and resources shall be provided to the Commission by the Department of Children and Family Services.

III. PURPOSE

The Commission shall advocate and promote family preservation consistent with the best interests of the child and community advancement by developing and recommending to the Illinois Department of Children and Family Services ("DCFS") culturally specific child welfare policies and practices that will strengthen African-American families and communities. Using a multidisciplinary, community-based approach, the Commission shall:

- (a) assist DCFS in developing placement and program strategies for African-American children and families;
- (b) assist DCFS in designing and ensuring implementation of culturally specific programs for African-American children and families;
- (c) assist with needs assessment, recommend development activities and help develop community-based resources to prevent placement of African-American children into the child welfare system;
- (d) assist DCFS in ensuring implementation of reform efforts relating to African-American children and families;
- (e) serve as a resource with respect to legislative strategies;
- (f) provide networking assistance with existing coalitions and interaction with other state agencies; and
- (g) assist DCFS in formulating policy and legislation relating to African-American children, including strategies to reduce the number of African-American children in the child welfare system.

The African-American Family Commission shall document its efforts and recommendations and shall report its findings to the Governor by December 31 each year.

IV. EFFECTIVE DATE

This Executive Order Number 2 shall be effective upon filing with the Secretary of State and shall be repealed by March 1, 2006.



GEORGE H. RYAN
Governor of Illinois

March 4, 2002

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EXECUTIVE ORDER

NUMBER 3 (2002)

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SECRETARY OF STATE, INDEX DEPT

**EXECUTIVE ORDER TO REORGANIZE AGENCIES
BY THE ABOLISHMENT OF CERTAIN ENTITIES
OF THE EXECUTIVE BRANCH**

WHEREAS, Article V, Section 11 of the Illinois Constitution authorizes the Governor to reassign functions or reorganize executive agencies that are directly responsible to him to simplify the structure of the Executive Branch, achieve effectiveness, and expedite efficiency; and

WHEREAS, Section 3.2 of the Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "Reorganization" includes "the abolition of the whole or any part of any agency which does not have, or upon the taking effect of reorganization will not have, any functions"; and

WHEREAS, This Executive Order abolishes those agency entities directly responsible to the Governor that do not have any function, which abolishment decreases agency bureaucracy, streamlines the executive branch, and dissolves inactive entities; therefore

BE IT ORDERED, Pursuant to the power vested in me by Article V, Section 11 of the Illinois Constitution, that the following agency reorganization shall be executed:

I. Abolishment:

The entities listed under Part II of this Executive Order and all accompanying administrative units, boards, councils, advisory bodies, or related entities of these agencies are abolished. The corresponding terms of appointed members on these entities are also terminated, and their appointed offices are subsequently abolished. These entities or offices may be temporarily reorganized or reconstituted, if necessary, under the Department of Central Management Services or another appropriate agency to facilitate the winding up and termination of their administration. The Director of Central Management Services shall determine in the winding up or termination of the abolished entities' affairs if the consultation or consolidation with another agency's administration is appropriate.

II. Affected Entities and Corresponding Enabling Authorities:

The entities listed in this Part II are abolished. The rights, powers, duties, and functions vested by law in these entities, or any office, division, council, committee, bureau, board, commission, officer, employee, or associated individual, person, or entity by the following Executive Orders, Acts, or Sections of the Acts, and all rights, powers, and duties incidental to these provisions including funding mechanisms, are also abolished:

- A. Advisory Board for Conservation Education: Sections 3, 4, and 7 of the Conservation Education Act, 105 ILCS 415/3, 4, and 7.
- B. Advisory Council on Reclamation: Section 1.04 of the Surface Coal Mining Land Conservation and Reclamation Act, 225 ILCS 720/1.04.
- C. Aging Veterans Task Force: Section 2310-80 of the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois, 20 ILCS 2310/2310-80.
- D. Board of Directors of the Illinois Manufacturing Technology Alliance: Illinois Manufacturing Technology Alliance Act, 20 ILCS 3990/Act.
- E. Board of Trustees of the Illinois Summer School for the Arts: Illinois Summer School for the Arts Act, 105 ILCS 310/Act.
- F. Cattle Disease Research Committee: Section 2 of the Animal Gastroenteritis Act, 510 ILCS 15/2.
- G. Clinical Laboratory and Blood Bank Advisory Board: Sections 5-101, 5-102, and 5-103 of the Illinois Clinical Laboratory and Blood Bank Act, 210 ILCS 25/5-101, 5-102, and 5-103.
- H. Coordinating Committee of State Agencies Serving Older Persons: Section 5-520 of the Civil Administrative Code of Illinois, 20 ILCS 5/5-520, and Sections 3.04, 4.01, 7.02, 8, 8.01, 8.02, and 8.03 of the Illinois Act on Aging, 20 ILCS 105/3.04, 4.01, 7.02, 8, 8.01, 8.02, and 8.03.
- I. Corn Marketing Program Temporary Operating Committee: Sections 6 and 7 of the Illinois Corn Marketing Act, 505 ILCS 40/6 and 7.
- J. Council of Economic Advisors: Executive Order 75-2.
- K. Disadvantaged Business Enterprise Program Advisory Committee: Section 19 of the Motor Fuel Tax Law, 35 ILCS 505/19.
- L. Governor's Commission on Gangs in Illinois: Executive Order 95-4.
- M. Hemophilia Advisory Committee: Sections 1 and 4 of the Hemophilia Care Act, 410 ILCS 420/1 and 4.
- N. Illinois Council on Vocational Education: Council on Vocational Education Act, 105 ILC 420/Act.
- O. Illinois Distance Learning Foundation: Section 405-500 of the

Department of Central Management Services Law of the Civil Administrative Code of Illinois, 20 ILCS 405/405-500; Section 3-1 of the Illinois State Auditing Act, 30 ILCS 5/3-1; and the Illinois Distance Learning Foundation Act, 105 ILCS 40/Act.

- P. Illinois Economic Development Coordinating Council: Executive Orders 95-1 and 96-6.
- Q. Illinois Electronic Data Processing Advisory Committee: Section of the Electronic Fund Transfer Act, 205 ILCS 616/75.
- R. Illinois Electronic Fund Transfer Advisory Committee: Section 70 of the Electronic Fund Transfer Act, 205 ILCS 616/70.
- S. Illinois Emergency Employment Development Coordinator: Sections 2, 3, 5, and 9 of the Illinois Emergency Employment Development Act, 20 ILCS 630/2, 3, 5, and 9.
- T. Illinois Fiduciary Advisory Committee: Sections 1-5.04, 9-1, 9-2, 9-3, and 9-4 of the Corporate Fiduciary Act, 205 ILCS 620/1-5.04, 9-1, 9-2, 9-3, and 9-4.
- U. Illinois Mortgage Insurance Agency: Illinois Mortgage Insurance Fund Act, 310 ILCS 45/Act.
- V. Interagency Board for Children who are Deaf or Hard-of-Hearing and have an Emotional or Behavioral Disorder: Interagency Board for Children who are Deaf or Hard-of-Hearing and have an Emotional or Behavioral Disorder Act, 325 ILCS 35/Act.
- W. Laboratory Review Board: Laboratory Review Board Act, 20 ILCS 3980/Act.
- X. Labor-Management Cooperation Committee: Section 605-850 of the Department of Commerce and Community Affairs Law of the Civil Administrative Code of Illinois, 20 ILCS 605/605-850.
- Y. Midwestern Higher Education Commission: Midwestern Higher Education Compact Act, 45 ILCS 155/Act.
- Z. Mobile Home and Manufactured Housing Advisory Council: Section 15 of the Illinois Manufactured Housing and Mobile Home Safety Act, 430 ILCS 115/15.
- AA. One Church One Child Advisory Board: Section 7.1 of the Children and Family Services Act, 20 ILCS 505/7.1.
- BB. Sheep and Wool Production Development and Marketing Temporary Operating Committee: Sections 6 and 7 of the Illinois Sheep and Wool Production Development and Marketing Act, 505 ILCS 115/6 and 7.
- CC. Soybean Marketing Program Temporary Operating Committee: Sections 7 and 8 of the Soybean Marketing Act, 505 ILCS 130/7 and 8.
- DD. State Sanitary District Observer: Section 4b of the Metropolitan Water Reclamation District Act, 70 ILCS 2605/4b.
- EE. Technology Innovation and Commercialization Grants-In-Aid Council: Section 605-360 of the Department of Commerce and

III. Savings Clause:

- A. The rights, powers, duties, and functions of the entities abolished by this Executive Order shall be vested in and shall continue to be exercised by the Department of Central Management Services or another appropriate agency to the extent necessary to effectuate the termination or winding up of affected administrative affairs. Each act done in the exercise of these rights, powers, and duties shall have the same legal effect as if done by the former agencies, and by the officers and employees of those agencies.
- B. Every person or corporation shall be subject to the same obligations and duties and to the associated penalties, if any, and shall have the same rights arising from the exercise of these obligations and duties as if exercised subject to the former agency or the officers and employees of that agency.
- C. Every person shall be subject to the same penalty for offenses as prescribed by existing law for the same offense by any person whose powers or duties were abolished or transferred under this Executive Order.
- D. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person or entity, then those requirements shall be waived or, if completed, then those reports and notices shall be delivered, immediately after the effective date of this Executive Order.
- E. This Executive Order shall not affect any act done, ratified, or cancelled or any right occurring or established or any action or proceeding had or commenced in an administrative, civil, or criminal cause, before this Executive Order takes effect, but these actions or proceedings may be prosecuted and continued by the Department of Central Management Services in cooperation with another agency, if necessary.
- F. This Executive Order shall not affect the legality of any rules in the Illinois Administrative Code that are in force on the effective date of this Executive Order, which rules have been duly adopted by the pertinent agencies. If necessary, however, the affected agencies shall propose, adopt, or repeal rules, rule amendments, and rule recodifications as appropriate to effectuate this Executive Order. These rule modifications shall coincide with, if applicable, the termination and winding up of the abolished entities' affairs.
- G. Whenever any provision of any previous Executive Order, any Act, or any Act's Section transferred by this Executive Order provides for membership of an individual from an abolished entity or their respective designee, on any board, commission, authority, or other entity, the Director of Central Management Services, the head of another appropriate agency, or a Director's designee shall serve in that place, if necessary. If more than one such director is required by law to serve on any board, commission, authority, or other entity, then an equivalent number of representatives of the Department of Central Management Services or another appropriate agency shall so serve, if necessary.
- H. All employees, if any, of the abolished entities are transferred to

the Department of Central Management Services or to another appropriate agency as determined by the Director of Central Management Services. All employees engaged in the performance of a function or in the administration of a law transferred by this Executive Order are transferred to the Department of Central Management Services. Personnel exercising rights, powers, and duties in the abolished entities are now transferred to the Department of Central Management Services. The rights of the employees, the State, and the transferring agencies under the Personnel Code or any collective bargaining agreement, or under any pension, retirement, or annuity plan, shall not be affected by this Executive Order. Personnel employed by the abolished agencies to perform functions that are not clearly classifiable within the areas referred to in this Executive Order shall be assigned and transferred to appropriate departments by the Director of Central Management Services.

- I. All personnel records, documents, books, correspondence, papers, real and personal property, and other associated items in any way pertaining to the rights, powers, duties, and functions of the abolished entities shall be delivered and transferred to the Department of Central Management Services, another appropriate agency, or the State Archives.
- J. All pending business and affairs in any way pertaining to the rights, powers, duties, and functions of the abolished entities shall be transferred to the Department of Central Management Services or to another appropriate agency for continuation, modification, winding up, or termination, as appropriate.
- K. The unexpended balances of any appropriations or funds, grants, donations, or other moneys available for use by the abolished entities shall be transferred to the Department of Central Management Services or other appropriate agency and shall be expended for similar purposes for which the appropriations, funds, grants, or other moneys were originally made or given to those entities. If those purposes are no longer feasible, then the remaining balances shall be deposited into the General Revenue Fund.

IV. Severability:

If any provision of this Executive Order or its application to any person or circumstance is held invalid, then the invalidity of that provision or application does not affect other provisions or applications of this Executive Order that can be given effect without the invalid provision or application.

V. Filing:

This Executive Order shall be filed with Clerk of the House of Representatives and the Secretary of the Senate. In addition, this Executive Order shall be filed with (i) the Secretary of State for publishing in the Illinois Register and (ii) the Legislative Reference Bureau for preparation of a revisory bill effectuating these provisions.

VI. Further action:

The abolishment of these entities does not foreclose further action in that the Governor may review additional executive entities for abolishment and conduct that abolishment by Executive Order. Future entities created by Executive Order should include an expiration date for automatic termination of those entities.

VII. Effective Date:

This Executive Order is effective 60 days after delivery to the General Assembly, which delivery is executed by filing copies of the document with the Clerk of the House of Representatives and the Secretary of the Senate.

This Executive Order shall be effective immediately.



GEORGE H. RYAN
Governor

April 1, 2002

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SECRETARY OF STATE, INDEX DEPT

EXECUTIVE ORDER

NUMBER 4 (2002)

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IN THE OFFICE OF
SECRETARY OF STATE

**EXECUTIVE ORDER TO MERGE THE
OFFICE OF STATEWIDE PERFORMANCE REVIEW AND THE
ILLINOIS OFFICE OF STRATEGIC PLANNING WITH THE
BUREAU OF THE BUDGET**

WHEREAS, The citizens and industry of Illinois are best served when State government operates as efficiently and effectively as possible; and

WHEREAS, Executive Order #7 (1999) and Executive Order #8 (1999) created, respectively, the Office of Statewide Performance Review and the Illinois Office of Strategic Planning, both within the Office of the Governor; and

WHEREAS, The Office of Statewide Performance Review and the Illinois Office of Strategic Planning have made great progress in improving the effectiveness and efficiency of State agency operations and ensuring a higher level of accountability in state government through strategic management; and

WHEREAS, The State Budget Law of the Civil Administrative Code of Illinois, 15 ILCS 20/Art. 50, mandates the Bureau of the Budget to work with State agencies to provide departmental performance measures, accountability reports and strategic plans as part of the annual budget process; and

WHEREAS, The federal Government Accounting Standards Board requires the State agencies to submit annual performance data to the Illinois Office of the Comptroller; and

WHEREAS, The Illinois General Assembly has demonstrated strong support for strengthening and expanding the duties and responsibilities of the Bureau of the Budget in this regard; and

WHEREAS, Incorporating the official duties and responsibilities of the Office of Statewide Performance Review and the Illinois Office of Strategic Planning within the

Bureau of the Budget will enhance the coordination of budgetary, performance review and strategic planning functions within the Office of the Governor; therefore

BE IT ORDERED, that the following action shall be executed:

1. Under the authority of the Bureau of the Budget Act, 20 ILCS 3005/Act, the Bureau of the Budget, the Office of Statewide Performance Review and the Illinois Office of Strategic Planning shall immediately begin the process of merging the duties and responsibilities set forth in Executive Order #7 (1999) and Executive Order #8 (1999) within the Bureau of the Budget.
2. The transfer to the Bureau of the Budget of personnel, records, and administrative functions of the Office of Statewide Performance Review and the Illinois Office of Strategic Planning shall begin upon the effective date of this Executive Order and be completed on or before June 30, 2002. In addition, the currently-funded positions within the Capital Development Board intended to perform long-term capital planning shall be transferred to the Bureau of the Budget on or before June 30, 2002.
3. Beginning with FY2004 and every year thereafter, in accordance with the State Budget Law of the Civil Administrative Code of Illinois, 15 ILCS 20.ART. 50, the Bureau of the Budget shall:
 - a) Assist in setting the strategic direction for state government by compiling state level strategic issues.
 - b) Require that executive agencies electronically provide an annual update of their strategic plan.
 - c) Annually identify key issues related to the updated agency strategic plans that will significantly impact state finance during the next fiscal year.
 - d) Annually compile a state level strategic direction, by functional area, to be included in the yearly Budget Book prepared by the Bureau of the Budget.
 - e) Require that executive agencies provide an annual management plan consisting of key elements from agency strategic plans and performance review data, combined with preliminary budget allocations for the next fiscal year. The annual management plan shall serve as the primary document for constructing the next fiscal year's State budget proposal.
4. This Executive Order is effective upon filing with the Secretary of State.


GEORGE H. RYAN
Governor

April 1, 2002

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EXECUTIVE ORDER

Number 5 (2002)

**EXECUTIVE ORDER FOR THE INTERAGENCY
COORDINATING COMMITTEE ON GROUNDWATER
TO ESTABLISH A WATER QUANTITY PLANNING PROGRAM**

WHEREAS, The protection of the surface waters of the State of Illinois is inextricably connected to the protection of groundwater as a common resource for water needs; and

WHEREAS, The quantity of surface water and groundwater in Illinois must be properly assessed as an essential part of water resources management for the citizens of the State; and

WHEREAS, The citizens of Illinois rely on surface water and groundwater for personal consumption, and industries of the State use a significant amount of that water; and

WHEREAS, The demand on Illinois' water resources may lead to conflicts among multiple users, may adversely affect the health of the State's citizens, and may adversely impact the environment and the economy of the State; and

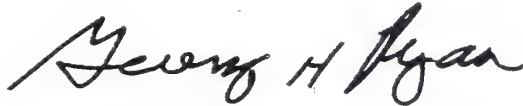
WHEREAS, Planning for the protection and management of adequate supplies of Illinois' water resources is an essential necessity for the future generations of citizens, industry, and wildlife of the State; therefore

BE IT ORDERED, That the following action shall be executed:

1. Under Section 4 of the Illinois Groundwater Protection Act, 415 ILCS 55/4, the Interagency Coordinating Committee on Groundwater shall designate a subcommittee to develop an integrated groundwater and surface-water resources agenda and assessment report. The report shall analyze the burdens on Illinois' finite water-resources, quantify Illinois' water-resources, and prioritize an agenda to plan for the protection of these water-resources. The subcommittee shall be chaired by the Director of the Department of Natural Resources or the Director's designee. The subcommittee's agenda and report shall be considered by the Interagency Coordinating Committee on Groundwater and shall also be considered by the Groundwater Advisory Council created under Section 5 of the Illinois Groundwater Protection Act, 415 ILCS 55/5. The Interagency Coordinating Committee on Groundwater and the Groundwater Advisory Council

shall use the subcommittee's agenda and report to establish a water-quantity planning procedure for the State by implementing the following programs:

- a. A coordinated groundwater and surface-water resource program with information that is accessible and usable by governmental agencies and the public to support the State's water-resources quantity programs.
 - b. A statewide groundwater and surface-water resource program to serve as the basis for the formation of priority water-quantity planning areas.
 - c. A statewide program for the identification and recommendation of the appropriate organizational structure for priority water-quantity planning areas.
2. Before January 1st of each calendar year, the Interagency Coordinating Committee on Groundwater shall report to the Governor on the progress of the assessments and programs mandated by this Executive Order.
 3. This Executive Order is effective upon the date filed with the Secretary of State.



GEORGE H. RYAN
Governor

April 22, 2002

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IN THE OFFICE OF
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EXECUTIVE ORDER

NUMBER 6 (2002)

**RENEWABLE ENERGY EXECUTIVE ORDER
FOR STATE GOVERNMENT**

WHEREAS, pursuant to Executive Orders No. 2 (2001) and No. 6 (2000), I created, respectively, both the Illinois Energy Cabinet and the Green Illinois Government Coordinating Council to help the State of Illinois create a sound energy policy designed to improve energy efficiency and reduce environmental impacts of state facilities and operations;

WHEREAS, the Green Illinois Government Coordinating Council, in conjunction with the Energy Cabinet, has compiled information on the purchase of renewable energy which will support the Illinois Energy Policy as well as enhance the State's energy future by diversifying the mix of energy sources and producing environmental improvement;

WHEREAS, newly deregulated markets for electricity in the United States are providing energy companies, consumers, entrepreneurs and businesses with opportunities to stimulate emerging markets for renewable energy;

WHEREAS, the use of renewable energy provides a number of benefits, including but not limited to: increased energy diversity and security, reduction in air emissions and greenhouse gases, economic development opportunities and on-site power generation;

WHEREAS, State government is a major consumer of energy, and state investments in renewable energy resources will help provide stable long-term markets and reduce the manufacturing costs of promising new technologies;

WHEREAS, Illinois passed the Renewable Energy, Energy Efficiency and Coal Resources Development Law of 1997 to develop programs to promote the use of renewable energy resources and diversify the State's energy portfolio;

WHEREAS, the Illinois Resource Development and Energy Security Act, states that renewable forms of energy should be promoted as an important element of the energy and environmental policies of the State and that it is a goal of the State that at least 5 percent of the State's energy production and use be derived from renewable forms of energy by 2010 and at least 15 percent from renewable forms of energy by 2020; and

WHEREAS, State government should assume a leadership role in renewable energy development by helping meet critical national fuel diversity, energy security, environmental and economic goals.

NOW THEREFORE, BE IT RESOLVED THAT I, George H. Ryan, by virtue of the power vested in me as Governor, do hereby order as follows:

1. Purchase of Energy from Renewable Sources

Executive state agencies with responsibility for purchasing energy shall investigate policies and programs to incrementally increase their purchase of energy from renewable energy resources. The Department of Central Management Services and affected executive state agencies, taking into account costs and price competitiveness, shall also work together to purchase sufficient quantities of energy from renewable energy resources so that at least 5 percent of the overall annual electricity requirements of buildings owned or operated by executive state agencies will be met through renewable energy resources by 2010, increasing to at least 15 percent by 2020.

2. Definitions

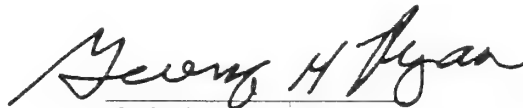
As used in this executive order, "renewable energy resources" includes energy from wind, solar thermal, photovoltaic cells and panels, dedicated crops grown for energy production, organic waste biomass, hydropower that does not involve new construction or significant expansion of hydropower dams, and other such alternative sources of environmentally preferable energy. "Renewable energy resources" does not include, however, energy from the incineration, burning or heating of waste wood; tires; garbage; general household, institutional and commercial waste; industrial lunchroom or office waste; landscape waste; or construction and demolition debris.

3. Effective Date

This order shall be effective upon filing with the Secretary of State.

4. Termination Date

This order shall remain in effect unless revised or rescinded by the Governor.



GEORGE H. RYAN
Governor

April 22, 2002

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EXECUTIVE ORDER

NUMBER 7 (2002)

**AN EXECUTIVE ORDER CREATING THE
ILLINOIS DISABILITIES SERVICES ADVISORY COMMITTEE**

WHEREAS, in June of 1999, the U.S. Supreme Court in *Olmstead v L.C.* delivered an opinion regarding Title II of the Americans with Disabilities Act (ADA) pertaining to public services and programs provided by governmental entities, and

WHEREAS, the Department of Human Services, in collaboration with the Departments of Public Aid, Public Health, Aging, the Housing Development Authority and other concerned Departments of Illinois Government worked in cooperation with a group of Illinois citizens with disabilities, advocates and other interested parties to survey the service delivery system in the State through a series of meetings and public forums; and

WHEREAS, the Department of Human Services, in collaboration with the Departments of Public Aid, Aging and the Housing Development Authority, and through the cooperation of Illinois citizens and advocate groups have developed a Community Living and Disabilities Plan for Illinois;

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, hereby order the following:

There is created the Illinois Disabilities Services Advisory Committee to provide guidance and monitor the progress of the Community Living and Disabilities Plan.

The membership of the Committee shall be composed of:

A minimum of 20 individuals appointed by the Governor, including persons with disabilities, family members of persons with disabilities, representatives of various advisory councils, and other non-governmental organizations and individuals concerned with services for persons with disabilities.

The Committee shall:

Meet quarterly or more often as is deemed necessary.

Serve in an advisory capacity to those State agencies charged with implementation of the Disabilities Services Plan, including but not limited to: the Illinois Department of Human Services, Department of Public Aid, Department on Aging, and the Illinois Housing Development Authority.

Provide ongoing oversight of progress to the Governor and General Assembly and periodic reports to those State agencies that are responsible for the Plan's implementation, as well as periodic recommendations for possible revisions to the Community Living and Disabilities Plan.

Work in collaboration with state agencies to develop and facilitate a model of individual choice, utilizing a person centered planning approach.

Identify opportunities for change through advances in technology, techniques or promising practices.

Assist in analyzing the impact on service delivery of private sector and market forces and changing demographics

Examine ways to have funding for services follow the consumer's choice for services.

This Executive Order Number 7 (2002) shall become effective upon filing with the Secretary of State.



GEORGE H. RYAN
Governor

April 24, 2002

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EXECUTIVE ORDER

NUMBER 8 (2002)

EXECUTIVE ORDER TO CONTINUE THE ESTABLISHMENT OF
(I) THE ILLINOIS DELEGATION TO THE
MIDWESTERN HIGHER EDUCATION COMMISSION AND
(II) THE BOARD OF TRUSTEES OF THE
ILLINOIS SUMMER SCHOOL FOR THE ARTS

WHEREAS, An unintended consequence of Executive Order Number 3 (2002) "*Executive Order to Reorganize Agencies by the Abolishment of Certain Entities of the Executive Branch*" was the inadvertent dissolution of the Illinois contingent of the Midwestern Higher Education Commission under the *Midwestern Higher Education Compact Act*, 45 ILCS 155/Act, and the inadvertent withdrawal from the Midwestern Higher Education Compact; and

WHEREAS, Another unintended consequence of Executive Order Number 3 (2002) "*Executive Order to Reorganize Agencies by the Abolishment of Certain Entities of the Executive Branch*" was the inadvertent dissolution of the Board of Trustees of the Illinois Summer School for the Arts and the inadvertent listing of the corresponding *Illinois Summer School for the Arts Act*, 105 ILCS 310/Act; and

WHEREAS, The Illinois Commission on Intergovernmental Cooperation has suggested reasons for continued participation in the Midwestern Higher Education Compact under the evaluation procedure established in Section 2a of the *Midwestern Higher Education Compact Act*, 45 ILCS 155/2a; and

WHEREAS, The policy of the State in implementing the *Illinois Summer School for the Arts Act*, 105 ILCS 310/2, should be continued to seek and nurture the artistic talent of Illinois high school students to preserve the State's historic cultural richness for our residents and to enhance our quality of life in enjoying all expressions of art; and

WHEREAS, To the extent that the Midwestern Higher Education Commission, Board of Trustees of the Illinois Summer School for the Arts, their members, and their accompanying administrative units, offices, entities, and individuals were terminated or abolished by Executive Order Number 3 (2002), this Executive Order reverses that effect to ensure that the (i) *Midwestern Higher Education Compact Act*, 45 ILCS 155/Act, and corresponding Commission delegation from Illinois, (ii) *Illinois Summer School for the Arts Act*, 105 ILCS 310/Act, and corresponding Board of Trustees, and (iii) their

members, and accompanying administrative units, offices, entities, and individuals continue to remain established and functioning without interruption as if never included in Executive Order Number 3 (2002); and

WHEREAS, Article V, Section 8 of the *Constitution of the State of Illinois*, ILCON Art.V Sec.8, provides that "The Governor shall have the supreme executive power, and shall be responsible for the faithful execution of the laws[.]", and the Governor is hereby faithfully ensuring the continued operation of the following laws: the *Midwestern Higher Education Compact Act*, 45 ILCS 155/Act, and the *Illinois Summer School for the Arts Act*, 105 ILCS 310/Act; therefore

BE IT ORDERED, Pursuant to the power vested in the Governor under the *Constitution of the State of Illinois*, that the following action shall be executed:

I. Midwestern Higher Education Commission:

A. Delegation to the Midwestern Higher Education Commission:

The Illinois delegation to the Midwestern Higher Education Commission as listed in item Y of Part II of Executive Order Number 3 (2002), Commission members, and accompanying administrative units, offices, entities, and individuals continue to remain established and functioning as if never listed in Executive Order Number 3 (2002).

B. Enabling Act for the Midwestern Higher Education Compact:

The rights, powers, duties, functions, and funding vested by law under the *Midwestern Higher Education Compact Act*, 45 ILCS 155/Act, continue to be established as if never included in Executive Order Number 3 (2002). In addition, the unchanged provisions of the Act shall be construed as a continuation of the current provisions, and shall not be construed as a new enactment. In this manner, the enabling Act is not affected by Executive Order Number 3 (2002), and this Executive Order continues the uninterrupted participation by the State of Illinois in the Midwestern Higher Education Compact.

II. Illinois Summer School for the Arts:

A. Board of Trustees of the Illinois Summer School for the Arts:

The Board of Trustees of the Illinois Summer School for the Arts as listed in item E of Part II of Executive Order Number 3 (2002), Board members, and accompanying administrative units, offices, entities, and individuals continue to remain established and functioning as if never listed in Executive Order Number 3 (2002).

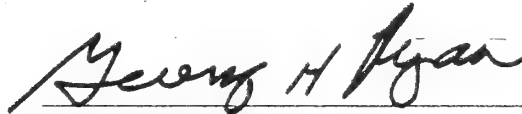
B. Enabling Act for the Summer School for the Arts:

The rights, powers, duties, functions, and funding vested by law under the *Illinois Summer School for the Arts Act*, 105 ILCS 310/Act, continue to be established as if never included in Executive Order Number 3 (2002). In addition, the unchanged provisions of the Act shall be construed as a continuation of the current provisions, and shall not be construed as a new enactment. In this manner, the enabling Act is not affected by Executive Order Number 3 (2002), and this Executive Order continues the uninterrupted operation by the State of Illinois of this Act.

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III. Effective Date:

This Executive Order is effective immediately upon the same date and at the same time as Executive Order Number 3 (2002). The simultaneous effective dates of these Executive Orders are to ensure the continued establishment and functioning of (i) the Midwestern Higher Education Compact, its enabling Act, and the corresponding Illinois contingent to the Midwestern Higher Education Commission, without lapse, (ii) the Board of Trustees of the Illinois Summer School for the Arts and its corresponding enabling Act, without lapse, and (iii) their members, and accompanying administrative units, offices, entities, and individuals, without lapse.



GEORGE H. RYAN
Governor

Date Filed with Secretary
of State: June 5, 2002

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EXECUTIVE ORDER

NUMBER 9

(2002)

EXECUTIVE ORDER FOR DISASTER FUNDING

WHEREAS, a violent tornadoes, severe thunderstorms and flash flooding that occurred throughout the State in the months of April and May caused extensive damage to homes, businesses, farms local roads and other properties in various communities and rural unincorporated areas in Illinois; and,

WHEREAS, in April and May, 2002 I made declarations of disasters for numerous Illinois counties and, thereafter requested the President of the United States to declare a major disaster in Illinois for the purpose of capturing federal aid; and,

WHEREAS, I hereby find the demands placed on funds regularly appropriated to the Illinois Emergency Management Agency in coping with these events are unexpectedly great; and,

WHEREAS, I hereby find that monies available from the Disaster Relief fund are insufficient to meet the needs of the Illinois Emergency Management Agency in coping with this disaster; and,

WHEREAS, Section 9 of the Illinois Emergency Management Act, 20 ILCS 3305/9, authorizes the Governor to transfer and expend monies appropriated for other purposes to cope with a disaster when other sources of money are insufficient or to borrow for a term not to exceed 2 years from the United States government or other public or private source, until such time as a quorum of the General Assembly can convene to enact legislation as it may deem necessary; and

WHEREAS, the President of the Senate and the Speaker of the House have certified that the Senate and House are not in session; and

WHEREAS, pursuant to the power vested in me by the Illinois Constitution, and Section 9 of the Illinois Emergency Management Act, I, George H. Ryan, hereby order the following:

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A total of \$37,250 of expenditure authority shall be transferred from the funds appropriated to the Department of Transportation, Article 51, Section 18b of Public Act 92-538 to the Illinois Emergency Management Agency into the line "Disaster Relief, Individual, Payable from the General Revenue Fund, State Share of the Individual and Family Grant Program for Disaster Declarations in Prior years", Article 90, Section 5 of P.A. 92-538.

This order shall take effect immediately.



GEORGE H. RYAN
Governor

Date Filed with Secretary
Of State: October 7, 2002

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EXECUTIVE ORDER

NUMBER 10

IN THE OFFICE OF
SECRETARY OF STATE
(2002)

EXECUTIVE ORDER FOR DISASTER FUNDING

WHEREAS, a severe weather system moved through south central Illinois resulting in two deaths, multiple injuries and extensive damage to homes, power lines and trees in the community of Centralia in Marion county; and,

WHEREAS, on May 9, 2002, I proclaimed Marion County a disaster area; and,

WHEREAS, I hereby find that the demands placed on funds regularly appropriated to the Illinois Emergency Management Agency in coping with this disaster are unexpectedly great; and,

WHEREAS, I hereby find that monies available from the Disaster Relief fund are insufficient to meet the needs of the Illinois Emergency Management Agency in coping with this

WHEREAS, Section 9 of the Illinois Emergency Management Act, 20 ILCS 3305/9, authorizes the Governor to transfer and expend monies appropriated for other purposes to cope with a disaster when other sources of money are insufficient or to borrow for a term not to exceed 2 years from the United States government or other public or private source, until such time as a quorum of the General Assembly can convene to enact legislation as it may deem necessary; and,

WHEREAS, the President of the Senate and the Speaker of the House have certified that the Senate and House are not in session;

THEREFORE, pursuant to the power vested in me by the Illinois Constitution, and Section 9 of the Illinois Emergency Management Act, I, George H. Ryan, hereby order the following:

A total of \$27,600 of expenditure authority shall be transferred from the Department of Transportation, Article 51, Section 18b of P.A. 92-538 to the Illinois Emergency Management Agency into the line "Payable from General Revenue Fund, For costs incurred in the prior years," Article 90, Section 4 of P.A. 92-538.

This order shall take effect immediately.

GEORGE H. RYAN
Governor

Date Filed with Secretary
Of State: December 12, 2002



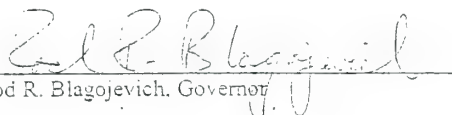
EXECUTIVE ORDER

NUMBER 1 (2003)

EXECUTIVE ORDER INSTITUTING IMMEDIATE
HIRING AND PROMOTION FREEZE

I, Rod R. Blagojevich, Governor of Illinois, order that no agency, department, bureau, board or commission subject to the control or direction of the Governor shall hire any employee or officer, fill any vacancy, create any new position, promote any employee or officer to any position or take any other action which will result in the increase or the maintenance of present levels in State employment or compensation (including benefits) payable in connection with State employment, including personal service contracts. All hiring and promotion are frozen. There will be no exceptions to this Executive Order without the express written permission of my office after submission of appropriate requests to my office.

This Executive Order shall be effective immediately.


Rod R. Blagojevich, Governor

January 14, 2003

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EXECUTIVE ORDER

NUMBER 2 (2003)

EXECUTIVE ORDER MANDATING A FREEZE ON THE ACQUISITION OF STATE MOTOR VEHICLES AND THE IMPLEMENTATION OF A COMPREHENSIVE REVIEW OF POTENTIAL COST SAVINGS ASSOCIATED WITH STATE MOTOR VEHICLES.

WHEREAS, the State of Illinois is firmly committed to preserving the State's economic resources and regularly examining the State's assets and expenditures;

WHEREAS, the necessity for such fiscal responsibility is particularly acute at this time given the State's current budget deficit;

WHEREAS, the State expends significant resources acquiring, maintaining and operating a motor vehicle inventory of more than 13,000 State-owned motor vehicles;

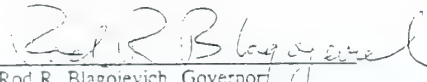
WHEREAS, present circumstances warrant an examination of whether the State might currently own a surplus of motor vehicles and whether the State might utilize its motor vehicle fleet more cost effectively; and

WHEREAS, each agency is in a position to review and report the status of State-owned motor vehicles, as well each agency's current need for those motor vehicles, and the Department of Central Management Services is in a position to assist the State by reviewing and making recommendations regarding the State's motor vehicle fleet.

THEREFORE, I, Rod R. Blagojevich, Governor of Illinois, do hereby order the following immediate motor vehicle acquisition freeze and the following comprehensive review by each agency, department, bureau, office, board and commission under my jurisdiction, direction or control (which agencies, departments, bureaus, offices, boards and commissions are hereinafter individually referred to as an "agency," and collectively referred to as "agencies"):

1. **MOTOR VEHICLE ACQUISITION FREEZE:** Effective immediately and continuing until such time as this Executive Order is revoked or superseded, each agency shall: (i) refrain from placing any order for, or entering into any agreement for, the purchase, lease or other acquisition of, any motor vehicle, and (ii) prior to the close of business on January 31, 2003, (a) identify each motor vehicle ordered by or for such agency that has not yet been delivered to such agency, which order might be canceled without the imposition of any penalty or other cost to the State, and (b) cancel each such cancelable motor vehicle order if it is in the best financial interests of the State to do so (it being understood that notice of any decision to not cancel such motor vehicle order shall be provided to the Governor's Office for my approval prior to such decision being finalized). The provisions of this Paragraph 1 shall apply to automobiles, cars, vans, mini-vans, limousines, sport utility vehicles, light trucks (including pick-up trucks) and any other motor vehicles designed primarily to transport people (each of the foregoing are hereinafter individually referred to in this Executive Order as a "motor vehicle," and collectively referred to as "motor vehicles"), but shall not apply to any state police patrol car, ambulance, fire fighting, other emergency services vehicle, road clearing or road maintenance vehicle which in each case is necessary to assure the health, safety, defense and well-being of Illinois residents and visitors. There will be no exceptions to this Executive Order without any express written permission of my office after submission of appropriate requests to my office.

2. **EXECUTIVE AGENCY REVIEW REPORT:** Each agency shall, within sixty (60) days after the effective date of this Executive Order, prepare and deliver to the Governor's Office, a thorough and comprehensive review of each motor vehicle utilized by such agency (including any official or employee thereof), and a report containing: (i) an inventory of each such motor vehicle, including its make, model and year; (ii) an examination of the need for each such motor vehicle; (iii) an identification of each motor vehicle that has been assigned by or to that agency, including the job title and classification of the position to whom such motor vehicle has been assigned and the purported reasons that a motor vehicle is necessary to be provided to a person holding a position with such job title and classification; (iv) an identification of the current location and use of each motor vehicle assigned or previously assigned to any official or employee of such agency who retired or otherwise withdrew from such agency during the one year period prior to the effective date of this Executive Order; (v) a proposal by such agency to reduce the number of motor vehicles utilized by it; and (vi) any other proposals by said agency to reduce the costs to the State of acquiring, maintaining and operating motor vehicles utilized by said agency.
3. **FLEET MANAGEMENT STUDY:** The Director of the Department of Central Management Services (for purposes of this Paragraph, the "Director") shall, within 30 days after completion of the review contemplated by Paragraph 2 of this Executive Order, prepare and deliver to the Governor's Office, a thorough and comprehensive motor vehicle fleet management study, which shall include: (i) an analysis of the agency reports described in Paragraph 2 above; (ii) an analysis comparing the cost of motor vehicle leasing versus motor vehicle ownership and other potential means of reducing the costs to acquire, maintain and operate State motor vehicles; (iii) a proposal of guidelines or other recommendations for immediately determining an appropriate number and assignment of motor vehicles in the agencies; (iv) a proposal or other recommendation for disposing of motor vehicles, which the Director believes warrant disposal, and for maximizing the prices paid to the State for motor vehicles being sold or otherwise disposed of by the State; (v) a proposal or other recommendation of means by which agencies can reduce the number of State motor vehicles (such as increased use of video or teleconferencing) and by which such agencies can work to increase the fuel efficiency of agency motor vehicles; (vi) a proposal or other recommendation regarding uniform license plate identification (e.g., license plates starting with the letter "U" or other means of ready identification of State owned motor vehicles (other than law enforcement or other motor vehicles for which such identification would be inappropriate); (vii) a proposal or other recommendation for the implementation of means to research and promote the cost effective use of alternative fuels in State owned motor vehicles; including particularly those utilizing Illinois agricultural products; and (viii) a proposal or other recommendation as to how, on an on-going basis, to reduce the size of the State's motor vehicle fleet, to implement cost-effective motor vehicle acquisition and disposition practices and to effect other on-going cost savings relating to the State's motor vehicle fleet.
4. **EFFECTIVE DATE:** This Executive Order shall be in full force and effect upon its filing with the Secretary of State.


Rod R. Blagojevich, Governor

January 14, 2003

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**EXECUTIVE ORDER CREATING THE OFFICE OF
INSPECTOR GENERAL AND AN ETHICS HOTLINE**

WHEREAS, it is critically important that State officers, employees and appointees discharge their duties and responsibilities in a lawful and ethical manner; and

WHEREAS, there is no office in the Executive Branch charged with the comprehensive responsibility of receiving and investigating complaints of violations of any law, rule or regulation or abuse of authority or other forms of misconduct by officers, employees and appointees of each department, office, board or commission (hereinafter called "agency") directly responsible to the Governor; and

WHEREAS, there is a compelling State interest in remedying the current absence of an appropriate means to receive and investigate complaints regarding alleged violations of any law, rule, or regulation, or other forms of misconduct by the State officers, employees and appointees under my jurisdiction; and

WHEREAS, the State has a compelling interest in encouraging all citizens of the State of Illinois to report acts of public corruption and misconduct;

THEREFORE, I hereby order the following:

1. Creation Of Office Of Inspector General

There is hereby created the Office of Inspector General, which shall be headed by an Inspector General to be appointed by the Governor. The Inspector General shall have the power and duty to receive and investigate complaints regarding alleged violations of law, rule or regulation, or other forms of misconduct as described below. In consultation with the Director of the Department of Central Management Services, the Inspector General shall determine the appropriate level of staffing to carry out the duties and responsibilities of the Office of Inspector General as described herein. The Department of Central Management Services is hereby directed to allocate from its budget the necessary funds to operate the Office of Inspector

General, unless and until such time as the Office shall be funded by a separate appropriation in the State Budget.

2. Powers And Duties

The Inspector General shall have the following powers and duties:

- (a) To receive and investigate complaints concerning incidents of possible misconduct, misfeasance, malfeasance or violations of laws, rules, or regulations by any officer, employee or appointee in any agency directly responsible to the Governor.
- (b) To investigate the performance of governmental officers, employees, appointees, functions and programs under my jurisdiction in order to detect and prevent misconduct within the programs and operations of any agency directly responsible to the Governor. Such investigation may be conducted either in response to a complaint or on the Inspector General's own initiative.
- (c) To promote integrity in the administration of the programs and operations of agencies under my jurisdiction by reviewing agency programs, identifying any potential for misconduct therein, and recommending to the Governor policies and methods for the prevention of misconduct.
- (d) To report to the Governor concerning results of investigations undertaken by the Office of Inspector General.

3. Creation of an Ethics Hotline

As soon as practicable after appointment of the Inspector General, the Inspector General is directed to create and maintain a toll-free "Ethics Hotline" for the purpose of receiving citizen and employee reports of public corruption and misconduct. The identity of any individual placing a call to the Ethics Hotline shall be kept confidential during and after the investigation of any complaint made by the caller, unless the caller consents to disclosure of his or her name or disclosure of the caller's identity is otherwise required by law.

4. Investigation Reports

Upon conclusion of an investigation the Inspector General shall issue a summary report thereon. The report shall be delivered to the Governor, and may be filed with the head of each agency affected by or involved in the investigation, if appropriate. The report shall include the following:

- (a) A description of any complaints or other information received by the Inspector General pertinent to the investigation.

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- (b) A description of any misconduct discovered in the course of the investigation.
- (c) Recommendations for correction of any misconduct described in the report, including any recommendations for disciplinary action with respect to any officer, employee or appointee, including but not limited to discharge.
- (d) Such other information as the Inspector General may deem relevant to the investigation or resulting recommendations.

The summary report shall not mention the name of any informant, complainant or witness unless required by law or with the consent of such informant, complainant or witness. The summary report shall not mention the name of any officer, employee or appointee being investigated, except in circumstances where the report recommends disciplinary action against such officer, employee or appointee or as otherwise required by law.

5. Investigations Not Concluded Within Six Months

If any investigation is not concluded within six months after its initiation, the Inspector General shall notify the Governor of the general nature of the complaint or information giving rise to the investigation and the reasons for failure to complete the investigation within six months.

6. Cooperation In Investigations

It shall be the duty of every officer, employee and appointee in every agency directly responsible to the Governor (including any existing inspector general serving in a particular agency) to cooperate with the Inspector General in any investigation undertaken pursuant to this Executive Order. The statutory duties and responsibilities of any existing inspector general serving in any particular agency shall be unaffected by the terms of this Executive Order.

7. Retaliation Prohibited

No officer, employee or appointee in any agency under my jurisdiction shall retaliate against, punish, or penalize any person for complaining to, cooperating with, or assisting the Inspector General in the performance of his or her office. Any officer, employee or appointee who violates the provisions of this section shall be subject to disciplinary action, including but not limited to discharge.

8. Reports and Referrals Of Investigations

Upon making a preliminary determination that alleged misconduct may involve possible criminal conduct, the Inspector General, in consultation with my General Counsel, shall refer complaints regarding such misconduct to the appropriate law enforcement authority.

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9. Distribution Of Executive Order

Each director or agency head shall cause a copy of this Executive Order to be distributed to each officer, employee and appointee in the agency.

10. Effective Date

This Executive Order shall be in full force and effect upon its filing with the Secretary of State.


Rod Blagojevich, Governor

Issued by Governor: January 23, 2003

Filed with Secretary of State: January 23, 2003

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2003-4

EXECUTIVE ORDER BANNING RETALIATION AGAINST WHISTLE BLOWERS

WHEREAS, in 1987 the Illinois General Assembly enacted the Whistle Blower Protection Act, 5 ILCS 395/0.01, *et seq.*, which protects the anonymity of any employee of any Constitutional Officer of this State who discloses information which the employee reasonably believes evidences (1) a violation of any law, rule, or regulation, or (2) mismanagement, a gross waste of funds, abuse of authority, or a substantial and specific danger to the public health or safety; and

WHEREAS, the Whistle Blower Protection Act further provides that no disciplinary action shall be taken against any such employee for the disclosure of any alleged prohibited activity under investigation or for any related activity; and

WHEREAS, the State has a compelling interest in deterring retaliatory conduct against whistle blowers, and in providing penalties for such conduct when it does occur;

THEREFORE, I hereby order the following with respect to all officers, employees and appointees in all agencies, departments, offices, boards, and commissions directly responsible to the Governor (which agencies, departments, offices, boards, and commissions are hereinafter referred to as "agency"):

1. Any officer, employee or appointee of any agency is banned from retaliating against, attempting to retaliate against, or in any manner interfering with a whistle blower for reasons arising out of the whistle blower's activities as described in the Whistle Blower Protection Act.

2. Any officer, employee or appointee of any agency who knowingly violates the provisions contained in this Order shall be subject to disciplinary action, including but not limited to discharge.

3. Each director or other agency head shall cause a copy of this Executive Order to be distributed to each officer, employee and appointee in the agency.

This Executive Order shall be in full force and effect upon its filing with the Secretary of State.


Rod Blagojevich, Governor

Issued by Governor: January 23, 2003

Filed with Secretary of State: January 23 2003

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SPRINGFIELD, ILLINOIS

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2003-5

EXECUTIVE ORDER MANDATING ETHICS TRAINING FOR ALL STATE EMPLOYEES

WHEREAS, officers, employees and appointees in agencies, departments, offices, boards and commissions (hereinafter referred to as "agencies") directly responsible to the Governor need to be fully prepared to address the ethical issues and questions that arise in discharging their duties and responsibilities to the citizens of Illinois; and

WHEREAS, there are a number of laws and Executive Orders in effect in the State of Illinois which establish ethical standards and provide penalties for their violation, including, without limitation, the Solicitation Misconduct Act (Public Act 92-0853), the State Gift Ban Act, 5 ILCS 425/1, *et seq.*, the State Employees Political Activity Act, 5 ILCS 320/0.01, *et seq.*, and certain provisions of the Illinois Election Code, 10 ILCS 5/9-1, *et seq.*, as well as various Executive Orders issued over the past twenty years by the governors of the State of Illinois; and

WHEREAS, the State of Illinois has a compelling interest in insuring that State officers, employees and appointees are fully aware of their ethical duties and responsibilities to the citizens of this State; and

WHEREAS, it is the purpose and intent of this Executive Order to educate State officers, employees and appointees as to their ethical duties and responsibilities by instituting an Ethics Awareness Training Program;

THEREFORE, I hereby order the following:

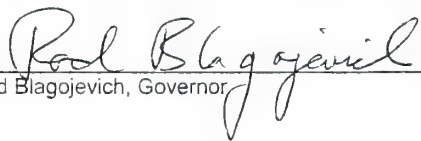
1. The General Counsel to the Governor is directed to research and make recommendations regarding the nature and scope of an Ethics Awareness Training Program for all officers, employees and appointees of agencies under the jurisdiction of the Governor that would appropriately address the range of ethical issues that such employees and officers face in the discharge of their duties.

2. Within six months of establishment of the Ethics Awareness Training Program, all officers, employees and appointees in agencies directly responsible to the Governor shall attend

and complete this Program. Once the Ethics Awareness Training Program is established, all new officers, employees and appointees in agencies directly responsible to the Governor shall attend and complete the Program within two months of their date of hire.

3. Once the Ethics Awareness Training Program has been established, the Ethics Officer for each agency under my jurisdiction is hereby charged with the responsibility to implement this Program. This duty to implement the Ethics Awareness Training Program shall be in addition to the duties imposed on the Ethics Officer by the provisions of the Gift Ban Act, 5 ILCS 425/1, *et seq.*, and shall not be in contravention of any of the duties imposed on Ethics Officers by said Act.

This Executive Order shall be in full force and upon its filing with the Secretary of State.


Rod Blagojevich, Governor

Issued by Governor: January 23, 2003

Filed with Secretary of State: January 23 2003

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FEB 11 2003

IN THE OFFICE OF
SECRETARY OF STATE

2003-6
EXECUTIVE ORDER ON COMPENSATION
FOR MILITARY PERSONNEL

WHEREAS, the President of the United States has identified the need for military operations concerning U.S. relations with Iraq; and

WHEREAS, U.S. military officials have implemented operations in response to this need; and

WHEREAS, the President may, from time to time, mobilize military operations to address other potential threats to national security; and

WHEREAS, many State of Illinois employees are active members of the National Guard or Reserves and have been mobilized to active duty in the U.S. Armed Forces in support of such operations and others may be so called to active duty; and

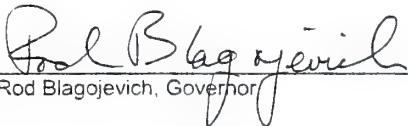
WHEREAS, no State of Illinois employee who is a member of the National Guard or Reserves and who is mobilized to active duty in support of such operations should lose compensation or benefits thereby;

THEREFORE, I hereby order the following:

- I. Any full-time employee of the State of Illinois under my control, who is a member of any reserve component of the United States Armed Forces, including but not limited to the Illinois Army or Air National Guard, who is mobilized to active duty in response to the above circumstances, shall continue to receive his or her regular compensation as a State employee, plus any health insurance and other benefits he or she is currently receiving, minus the amount of his or her base pay for military activities.

- II. The Department of Central Management Services shall immediately commence negotiations with the appropriate collective bargaining representatives on terms and conditions consistent with this order. CMS shall also coordinate with all other State and Federal agencies and take all other actions necessary to implement this order.

This Executive Order 2003-6 shall take effect upon filing with the Secretary of State.


Rod Blagojevich, Governor

Issued by Governor: February 7, 2003

Filed with Secretary of State: _____

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FEB 11 2003

IN THE OFFICE OF
SECRETARY OF STATE



2003-7
**EXECUTIVE ORDER TO REORGANIZE AGENCIES BY THE
ABOLISHMENT OF CERTAIN ENTITIES OF THE EXECUTIVE BRANCH**

WHEREAS Article V, Section 11 of the Illinois Constitution authorizes the Governor to reassign functions or reorganize executive agencies that are directly responsible to him by means of executive order; and

WHEREAS, Section 3.2 of the Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "Reorganization" includes "the abolition of the whole or any part of any agency which does not have, or upon the taking effect of reorganization will not have, any functions;" and

WHEREAS, this Executive Order abolishes those agencies directly responsible to the Governor that either no longer serve a necessary function or serve functions that can be more efficiently served by another agency; and

WHEREAS, this abolishment decreases agency bureaucracy, streamlines the Executive Branch, and dissolves inactive or duplicative agencies;

THEREFORE, I hereby order that the following agency reorganization shall be executed:

I. Abolishment:

The agencies listed under Part II of this Executive Order and all accompanying administrative units, boards, councils, advisory bodies, or related entities of these agencies are abolished. The corresponding terms of appointed members on these agencies are also terminated, and their appointed offices are subsequently abolished. These agencies may be temporarily reorganized or reconstituted, if necessary, under the Department of Central Management Services or another appropriate agency to facilitate the termination of their administration. In connection with winding up the affairs of the terminated agencies, the Director of Central Management Services shall determine whether consolidation of any functions of the terminated agencies with another agency is appropriate.

II. Affected Entities and Corresponding Enabling Authorities:

The entities listed in this Part II are abolished. The rights, powers, duties, and functions vested by law in these entities, or any office, division, council, committee, bureau, board, commission, officer, employee, or associated individual, person, or entity by the following Executive Orders, Acts, or Sections of the Acts, and all rights, powers, and duties incidental to these provisions including funding mechanisms, are also abolished:

- A. Alcoholism and Other Drug Dependency Board, Interagency, 20 ILCS 301/10-40, 10-45, 10-50.
- B. Anti-Crime Advisory Council, 20 ILCS 3910/1, 5.
- C. Construction Evaluation Council, 20 ILCS 3015/2.
- D. Economic Development Board, Illinois, 20 ILCS 3965/2, 3965/3.
- E. Furniture Fire Safety Advisory Board, 425 ILCS 45/1005.
- F. Governor's Economic Policy Council, created by press release, dated 8/11/99.
- G. Governor's Health and Physical Fitness Advisory Committee, 20 ILCS 3950/4.
- H. Governor's Scholars, Board of Sponsors, 110 ILCS 940/1.
- I. Necropsy Service to Coroners, Advisory Board, 20 ILCS 5/5-565, 5/5-605.
- J. Superconductivity Coordinating Council, Illinois, 20 ILCS 1105/14.
- K. Water Resources Advisory Committee, Press Release 6/6/2000.

III. Savings Clause:

- A. The rights, powers, duties, and functions of the entities abolished by this Executive Order shall be vested in and shall continue to be exercised by the Department of Central Management Services or another appropriate agency to the extent necessary to effectuate the termination or winding up of affected administrative affairs. Each act done in the exercise of these rights, powers, and duties shall have the same legal effect as if done by the former agencies, and by the officers and employees of those agencies.
- B. Every person shall be subject to the same obligations and duties and to the associated penalties, if any, and shall have the same rights arising from the exercise of these obligations and duties as if exercised subject to the former agency or the officers and employees of that agency.
- C. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person or entity, then those requirements shall be waived or, if completed, then those reports and notices shall be delivered, immediately after the effective date of this Executive Order.

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- D. This Executive Order shall not affect any act undertaken, ratified or cancelled or any right occurring or established or any action or proceeding commenced in an administrative, civil, or criminal case before this Executive Order takes effect, but these actions or proceedings may be prosecuted and continued by the Department of Central Management Services in cooperation with another agency, if necessary.
- E. This Executive Order shall not affect the legality of any rules in the Illinois Administrative Code that are in force on the effective date of this Executive Order, which rules have been duly adopted by the pertinent agencies. If necessary, however, the affected agencies shall propose, adopt, or repeal rules, rule amendments, and rule recodifications as appropriate to effectuate this Executive Order. These rule modifications shall coincide with, if applicable, the termination and winding up of the abolished agencies' affairs.
- F. Whenever any provision of any previous Executive Order or any Act provides for membership of an individual (or a designee) from an agency abolished by this Executive Order on any board, commission, authority, or other entity, the Director of Central Management Services, the head of another appropriate agency, or a Director's designee shall serve in that place, if necessary. If more than one such agency member is required by law to serve on any board, commission, authority, or other entity, then an equivalent number of representatives of the Department of Central Management Services or another appropriate agency shall so serve, if necessary.
- G. Any employees of agencies abolished by this Executive Order are transferred to the Department of Central Management Services or to another appropriate agency as determined by the Director of Central Management Services. All employees engaged in the performance of a function or in the administration of a law transferred by this Executive Order are transferred to the Department of Central Management Services. Personnel exercising rights, power, and duties in the abolished agencies are now transferred to the Department of Central Management Services. The rights of the employees, the State, and the transferring agencies under the Personnel Code or any collective bargaining agreement, or under any pension, retirement, or annuity plan, shall not be affected by this Executive Order. Personnel employed by the abolished agencies to perform functions that are not clearly classifiable within the areas referred to in

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this Executive Order shall be assigned and transferred to appropriate departments by the Director of Central Management Services.

- H. All personnel records, documents, books, correspondence, papers, real and personal property, and other associated items in any way pertaining to the rights, powers, duties, and functions of the abolished agencies shall be delivered and transferred to the Department of Central Management Services, another appropriate agency, or the State Archives.
- I. All pending business and affairs in any way pertaining to the rights, powers, duties, and functions of the abolished agencies shall be transferred to the Department of Central Management Services or to another appropriate agency for continuation, modification, winding up, or termination, as appropriate.
- J. The unexpended balances of any appropriations or funds, grants, donations, or other moneys available for use by the abolished agencies shall be transferred to the Department of Central Management Services or other appropriate agency and shall be expended for similar purposes for which the appropriations, funds, grants, or other moneys were originally made or given to those entities. If those purposes are no longer feasible, then the remaining balances shall be deposited into the General Revenue Fund.

IV. Severability:

If any provisions of this Executive Order or its application to any person or circumstance is held invalid, then the invalidity of that provision or application does not affect other provisions or applications of this Executive Order that can be given effect without the invalid provision or application.

V. Filing:

This Executive Order shall be filed with the Clerk of the House of Representatives and the Secretary of the Senate. In addition, this Executive Order shall be filed with (i) the Secretary of State for publishing in the Illinois Register and (ii) the Legislative Reference Bureau for preparation of a revisory bill effectuating these provisions.

VI. Further action:

The abolishment of these entities does not foreclose further action in that the Governor may review additional executive entities for abolishment and effectuate that abolishment by Executive Order.


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VII. Effective Date:

With respect to the agencies identified in Items F and K of Section II hereof, this Executive Order is effective immediately. With respect to the remaining agencies identified in Section II hereof, this Executive Order is effective 60 days after delivery to the General Assembly, which delivery is executed by filing copies of the document with the Clerk of the House of Representatives and the Secretary of the Senate.


Rod Blagojevich, Governor

Issued by Governor: _____, 2003

Filed with Secretary of State: _____, 2003

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2003-8
EXECUTIVE ORDER ON COLLECTIVE BARGAINING
BY PERSONAL CARE ASSISTANTS

IN THE OFFICE OF
SECRETARY OF STATE

WHEREAS, personal care assistants ("personal assistants") provide service to Illinois citizens in need ("recipients") as part of the Home Services Program under 20 ILCS 2405/3 and 89 Ill.Admin.Code section 676.10, et seq.; and

WHEREAS, in State of Illinois (Departments of Central Management Services & Rehabilitation Services), 2 PERI ¶ 2006 at 35 (1985), the State Labor Relations Board found that personal assistants are in a "unique" employment relationship and that the State was not "their 'employer' or, at least, their sole employer" under the Illinois Public Labor Relations Act, 5 ILCS 315/1 et seq., and the Board therefore held that it lacked jurisdiction over the relationship between the State and the personal assistants; and

WHEREAS, the decision in State of Illinois left the Executive Branch with discretion over the organization of its relationship with personal assistants; and

WHEREAS, it is important to preserve the recipients' control over the hiring, in-home supervision, and termination of personal assistants and, simultaneously, preserve the State's ability to ensure efficient and effective delivery of personal care services and control the economic terms of the personal assistants' employment under the Homes Services Program; and

WHEREAS, each recipient employs only one or two personal assistants and does not control the economic terms of their employment under the Homes Services Program and therefore cannot effectively address concerns common to all personal assistants; and

WHEREAS, the personal assistants work in the homes of recipients throughout Illinois and therefore cannot effectively voice their concerns about the organization of the Home Services program, their role in the program, or the terms and conditions of their employment under the Program without representation; and

WHEREAS, it is essential for the State to receive feedback from the personal assistants in order to effectively and efficiently deliver home services; and

WHEREAS, personal assistants are not State employees for purposes of eligibility to receive statutorily mandated benefits because the State does not hire, supervise or terminate the personal assistants; and

WHEREAS, the State has productively dealt with a representative of the personal assistants on an informal basis, and a system of collective bargaining has successfully been implemented with respect to similarly situated workers in other states.

THEREFORE, I hereby order the following:

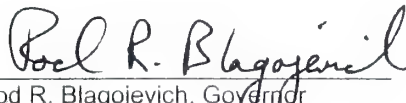
- I. The State shall recognize a representative designated by a majority of the personal assistants as the exclusive representative of all personal assistants, accord said representative all the rights and duties granted such representatives by the Illinois Public Labor Relations Act, 5 ILCS 315/1 et seq., and engage in collective bargaining with said representative concerning all terms and conditions of employment of personal assistants working under the Homes Services Program that are within the State's control.
- II. This Executive Order is not intended to and will not in any way alter the "unique" employment arrangement of personal assistants and recipients, nor will it in any way diminish the recipients' control over the hiring, in-home supervision, and termination of personal assistants within the limits established by the Home Services Program.

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MAR 10 2003

IN THE OFFICE OF
SECRETARY OF STATE

This Executive Order 2003-8 shall take effect upon filing with the
Secretary of State.


Rod R. Blagojevich, Governor

Issued by Governor: March 4, 2003

Filed with Secretary of State: _____

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MAR 10 2003

IN THE OFFICE OF
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SPRINGFIELD, ILLINOIS

2003-9

IN THE OFFICE OF
SECRETARY OF STATE

**EXECUTIVE ORDER TO TRANSFER FUNCTIONS OF THE DEPARTMENT
OF THE LOTTERY, THE LIQUOR CONTROL COMMISSION AND THE
ILLINOIS RACING BOARD TO THE DEPARTMENT OF REVENUE**

WHEREAS, Article V, Section 11 of the Constitution of the State of Illinois, as implemented by the Executive Reorganization Implementation Act, 15 ILCS 15/1, authorizes the Governor, by executive order, to reorganize agencies directly responsible to the Governor by (a) the transfer of the whole or any part of any agency, or of the whole or any part of the functions thereof, to the jurisdiction and control of any other agency, (b) the consolidation or coordination of the whole or any part of any other agency, or of the whole or any part of the functions thereof, with the whole or any part of any other agency or the functions thereof, (c) the consolidation or coordination of any part of any agency or the functions thereof with any other part of the same agency or the functions thereof, (d) the abolition of the whole or any part of any agency which does not have, or upon the taking effect of such reorganization will not have, any functions, and (e) the establishment of a new agency to perform all or any part of the functions of an existing agency or agencies; and

WHEREAS, there are a number of existing executive agencies directly responsible to the Governor which have rights, powers, duties and responsibilities that involve, in significant part, the collection of proceeds, charges and other forms of revenue to the State of Illinois. Streamlining and consolidating the functions of certain of these agencies in a single agency offers the opportunity to realize significant cost savings, eliminate redundancy and

simplify the organizational structure of the Executive Branch, improve accessibility and accountability, provide more efficient use of specialized expertise and facilities, reduce administrative support, and promote more effective sharing of best practices and state of the art technology, among other things; and

WHEREAS, the foregoing benefits can be achieved by transferring the functions of the Department of the Lottery to the Department of Revenue and then abolishing the Department of the Lottery, and by reassigning the Liquor Control Commission and the Illinois Racing Board to the Department of Revenue;

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Illinois Constitution, I hereby order:

I. TRANSFER

- A. All the powers, duties, rights and responsibilities vested in the Department of the Lottery shall be transferred to the Department of Revenue. The statutory powers, duties, rights and responsibilities of the Department of the Lottery derive from 20 ILCS 1605/1 et seq.
- B. Whenever any provision of an Executive Order or any Act or section thereof transferred by this Executive Order provides for membership of the Director of the Department of the Lottery on any council, commission, board or other entity, the Director of the Department of Revenue or his/her designee(s) shall serve in that place. If more than one such commissioner/director is required by law to serve on any council, commission, board or other entity, an equivalent number of representatives of the Department of Revenue shall so serve.

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C. The Illinois Liquor Control Commission and all the rights, powers and duties by law vested in the Illinois Liquor Control Commission, including the power to appoint investigators and hearing officers, are retained under the Commission except that clerks, other management and staff support or employees, and other resources necessary for the operation of the Liquor Control Commission shall be provided by the Department of Revenue. Services performed related to the oversight of the control, sale or disposition of alcoholic liquor will be under the supervision of the executive director of the Commission and the Commission. The secretary and the executive director of the Commission shall be appointed by the Governor. The statutory powers, duties, rights and responsibilities of the Liquor Control Commission derive from the Liquor Control Act, 235 ILCS 5/3-1 et seq.

D. The Illinois Racing Board and all the rights, powers and duties by law vested in the Illinois Racing Board, including the power to appoint a director of mutuels and investigators, are retained under the Board except that state veterinarians and representatives, licensing personnel, state seasonal employees, other management and staff support or employees, and other resources necessary for the operation of the Illinois Racing Board shall be provided by the Department of Revenue. Services performed related to the oversight of the Illinois horse racing industry will be under the supervision of the executive director of the Board and the Board. The executive director of the Board shall be appointed by the Governor. The statutory powers, duties, rights and responsibilities of the Illinois Racing Board derive from the Illinois Horse Racing Act of 1975, 230 ILCS 5/1 et seq.

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II. EFFECT OF TRANSFER

- A. The Department of the Lottery, and all offices, bureaus and divisions thereof are hereby abolished.
- B. The powers, duties, rights and responsibilities vested in the Lottery Control Board shall not be affected by this Executive Order, including the power to appoint hearing officers, except that other management and staff support or other resources necessary to the operation of the Lottery Control Board shall be provided by the Department of Revenue.
- C. The powers, duties, rights and responsibilities vested in the Liquor Control Commission shall not be affected by this Executive Order, except that clerks and other management and staff support or employees or other resources necessary to the operation of the Liquor Control Commission shall be provided by the Department of Revenue. Services performed related to the oversight of the control, sale or disposition of alcoholic liquor will be under the supervision of the executive director of the Commission and the Commission. The secretary and the executive director of the Commission shall be appointed by the Governor.
- D. The powers, duties, rights and responsibilities vested in the Illinois Racing Board shall not be affected by this Executive Order, except that state veterinarians and representatives, licensing personnel, state seasonal employees, other management and staff support or employees or other resources necessary to the operation of the Illinois Racing Board shall be provided by the Department of Revenue. Services performed related to the oversight of the Illinois horse racing industry will be under the supervision of the executive director of the Board and the Board. The executive director of the Board shall be appointed by the Governor.

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- E. The rights of the employees, the State and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension, retirement or annuity plan shall not be affected by this Executive Order. Personnel under the Department of the Lottery, the Liquor Control Commission and the Illinois Racing Board affected by this Executive Order shall continue their service within the Department of Revenue. All such personnel shall initially constitute probationary employees under the Personnel Code. The Department of Central Management Services shall establish a procedure for qualification and retention of personnel in accordance with the Personnel Code.
- F. All books, records, papers, documents, property (real and personal), contracts, unexpended appropriations and pending business pertaining to the powers, duties, rights and responsibilities transferred by this Executive Order from the Department of the Lottery, the Liquor Control Commission and the Illinois Racing Board to the Department of Revenue, including but not limited to material in electronic or magnetic format and necessary computer hardware and software, shall be delivered to the Department of Revenue pursuant to the direction of the Director of the Department of Revenue.

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III. SAVINGS CLAUSE

IN THE OFFICE OF
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- A. The powers, duties, rights and responsibilities transferred to the Department of Revenue by this Executive Order shall be vested in and shall be exercised by the Department of Revenue. Each act done in exercise of such powers, duties, rights and responsibilities shall have the same legal effect as if done by the Department of the Lottery, the Liquor Control Commission, the Illinois Racing Board, or their divisions, officers or employees.

- B. Every person or corporation shall be subject to the same obligations and duties and any penalties, civil or criminal, arising therefrom, and shall have the same rights arising from the exercise of such powers, duties, rights and responsibilities as had been exercised by the Department of the Lottery, the Liquor Control Commission, the Illinois Racing Board, or their divisions, officers or employees.
- C. Every officer of the Department of Revenue shall, for any offense, be subject to the same penalty or penalties, civil or criminal, as are prescribed by existing law for the same offense by any officer whose powers or duties were transferred under this Executive Order.
- D. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person to or upon the Department of the Lottery, the Liquor Control Commission or the Illinois Racing Board in connection with any of the functions transferred by this Executive Order, the same shall be made, given, furnished or served in the same manner to or upon the Department of Revenue.
- E. This Executive Order shall not affect any act done, ratified or canceled or any right occurring or established or any action or proceeding had or commenced in an administrative, civil or criminal cause regarding the Department of the Lottery, the Liquor Control Commission or the Illinois Racing Board before this Executive Order takes effect, but such actions or proceedings may be prosecuted and continued by the Department of Revenue.
- F. Any rules of the Department of the Lottery that are in full force on the effective date of this Executive Order and that have been duly adopted by the Department of the Lottery shall become the rules of the Department of Revenue. This Executive Order shall not affect

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the legality of any such rules in the Illinois Administrative Code.

Any proposed rulings filed with the Secretary of State by the Department of the Lottery that are pending in the rulemaking process on the effective date of this Executive Order, shall be deemed to have been filed by the Department of Revenue. As soon as practicable hereafter, the Department of Revenue shall revise and clarify the rules transferred to it under this Executive Order to reflect the reorganization of rights, power and duties effected by this Order, using the procedures for recodification of rules available under the Illinois Administrative Procedures Act, except that existing title, part, and section numbering for the affected rules may be retained. The Department of Revenue may propose and adopt under the Illinois Administrative Act such other rules of the reorganized agencies that will now be administered by the Department of Revenue.

- G. Any rules of the Liquor Control Commission or the Illinois Racing Board that are in full force on the effective date of this Executive Order and that have been duly adopted by the Liquor Control Commission or the Illinois Racing Board and pertain to the functions transferred shall become the rules of the Department of Revenue. This Executive Order shall not affect the legality of any such rules in the Illinois Administrative Code. Any proposed rulings filed with the Secretary of State by the Liquor Control Commission or the Illinois Racing Board that are pending in the rulemaking process on the effective date of this Executive Order and pertain to the functions transferred, shall be deemed to have been filed by the Department of Revenue. As soon as practicable hereafter, the Department of Revenue shall revise and clarify the rules transferred to it under this Executive Order to reflect the reorganization of rights, power and duties effected by this Order, using the

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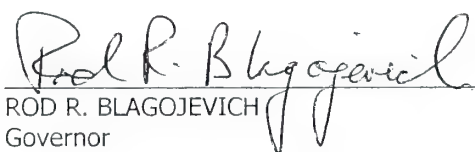
procedures for recodification of rules available under the Illinois Administrative Procedures Act, except that existing title, part, and section numbering for the affected rules may be retained. The Department of Revenue may propose and adopt under the Illinois Administrative Act such other rules of the reorganized agencies that will now be administered by the Department of Revenue.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

V. EFFECTIVE DATE

This Executive Order shall become effective on the 61st day after its delivery to the General Assembly.


ROD R. BLAGOJEVICH
Governor

Issued by the Governor: March __, 2003

Filed with the Secretary of State: March __, 2003

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SPRINGFIELD, ILLINOIS

2003-10

**EXECUTIVE ORDER TO CONSOLIDATE FACILITIES MANAGEMENT,
INTERNAL AUDITING AND STAFF LEGAL FUNCTIONS**

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WHEREAS, there is a need to increase efficiency and produce cost savings in the administration of state government; and

WHEREAS, there is currently no statewide agency coordinating certain common functions, such as real estate management, auditing and legal services; and

WHEREAS, the lack of coordination in managing facilities of the state results in leases and contracts on facilities that are overly expensive, and

WHEREAS, there are no statewide policies or procedures that coordinate the facilities management of differing agencies and thus no guarantee that facilities are being managed efficiently or effectively; and

WHEREAS, agencies are using different standards and procedures for internal audits, resulting in the inability of agencies to share management knowledge and gain efficiencies; and

WHEREAS, there is a need for a statewide risk management structure for effective management control, proactive risk management, governance and ongoing business process improvement; and

WHEREAS, redundancy in legal functions across state agencies has led to inefficiencies in time for attorneys; and

WHEREAS, consolidating facilities management would, among other things, provide major cost savings to the State by allowing the State to take advantage of economies of scale and organize lease arrangements; and

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WHEREAS, consolidating internal auditing functions would, among other things, allow the State to invest in "state of the art" auditing techniques, aid management in identifying solutions, reduce the need for administrative support, and allow for more efficient use of specialized expertise; and

WHEREAS, consolidating staff legal functions would, among other things, result in significant cost savings, higher quality legal work as attorneys are able to specialize, decreased litigation, and less costly legal contracts with outside counsel; and

WHEREAS, Article V, Section 11 of the Constitution of the State of Illinois authorizes the Governor to reassign functions among or reorganize executive agencies, which are directly responsible to him by means of an executive order; and

WHEREAS, Section 3.2 of the Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "Reorganization" includes the "transfer of . . . functions" from one agency to another; and

THEREFORE, I hereby order:

I. TRANSFER OF FUNCTIONS

A. The function of facilities management, internal auditing, and staff legal functions for each agency, office, division, department, bureau, board and commission directly responsible to the Governor shall be consolidated under the jurisdiction of the Department of Central Management Services.

B. The facilities management functions in this executive order include the operation and maintenance of state-owned or state-leased facilities in all agencies, offices, divisions, departments, bureaus, boards and commissions directly responsible to the Governor. The statutory powers, duties, rights, responsibilities and liabilities regarding facilities management derive from, among others, the following named statutory provisions:

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1. Department of Aging: 20 ILCS 105/4.01, 6.05.
2. Department of Agriculture: 20 ILCS 205/205-405; 20 ILCS 210/2; 510 ILCS 10/1(a).
3. Department of Central Management Services: 20 ILCS 405/405-300, 315; 30 ILCS 605/1 et seq.
4. Department of Children and Family Services: 20 ILCS 505/1 et seq.
5. Department of Commerce and Economic Opportunity (formerly Department of Commerce and Community Affairs): 20 ILCS 605/605-55.
6. Department of Corrections: 730 ILCS 5/3-2-2.
7. Illinois Emergency Management Agency: 20 ILCS 3305/6(c)(3), 7(a)(4), 19.
8. Illinois Department of Employment Security: 20 ILCS 5/5-630; 20 ILCS 1005/1005-115, 1005-150; 20 ILCS 1010/2; 20 ILCS 1015/1, 3; 820 ILCS 405/802, 1705.
9. Illinois Environmental Protection Agency: 20 ILCS 405/405-300.
10. Department of Financial Institutions: 20 ILCS 405/405-300.
11. Historic Preservation Agency: 20 ILCS 3405 et seq.; 20 ILCS 3430; 5 ILCS 412/5-1.
12. Department of Human Rights: 20 ILCS 405/405-300.
13. Department of Human Services: 20 ILCS 1705/4, 14; 20 ILCS 2405/10, 11.
14. Department of Insurance: 20 ILCS 1405-1405-5.
15. Department of Labor: 20 ILCS 405/405-300.
16. Department of the Lottery: 20 ILCS 405/405-300.
17. Department of Military Affairs: 20 ILCS 1805/22-2, 22-5, 65; 20 ILCS 1810/1 et seq.

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18. Department of Natural Resources: 20 ILCS 801/1-15c, 5-5;
20 ILCS 805/805-210, 805-230, 805-300, 805-305, 805-
500; 20 ILCS 835; 20 ILCS 860; 20 ILCS 862; 20 ILCS 870.
 19. Department of Nuclear Safety: 420 ILCS 35/4, 5; 420 ILCS
20/5; 20 ILCS 2005-25.
 20. Department of Professional Regulation: 20 ILCS
2105/2105-15(a)(6).
 21. Department of Public Aid: 20 ILCS 405/405-300.
 22. Department of Public Health: 20 ILCS 2305/2(f); 20 ILCS
2310/2310-90; 410 ILCS 47/15; 410 ILCS 535/2.
 23. Department of Revenue: 20 ILCS 2505/205-730.
 24. Department of the State Fire Marshal: 20 ILCS 405/405-
300.
 25. Department of State Police: 20 ILCS 405/405-300.
 26. Department of Transportation: 20 ILCS 5/5-630.
 27. Department of Veteran Affairs: 20 ILCS 2805/2-11.
 28. Bureau of the Budget: 20 ILCS 405/405-300.
 29. Office of Banks and Real Estate: 20 ILCS 405/405-300.
 30. Capital Development Board: 20 ILCS 3105/9.01.
 31. Illinois Medical District Commission: 20 ILCS 405/405-300.
 32. Illinois Property Tax Appeal Board: 20 ILCS 405/405-300.
 33. Illinois Racing Board, 230 ILCS 5/9.
 34. Illinois Toll Highway Authority: 605 ILCS 10/1.
- C. The statutory powers, duties, rights, responsibilities and liabilities
regarding internal auditing by agencies, offices, divisions,
departments, bureaus, boards and commissions directly responsible
to the Governor derive from, among others, the Fiscal Control and
Internal Auditing Act, 30 ILCS 10/1001 et seq., and the Illinois
State Auditing Act, 30 ILCS 5/1-1 et seq.

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- D. Staff legal functions across agencies shall be transferred from individual agencies to the Department of Central Management Services. Legal functions specific to each particular agency may remain at that agency.

II. EFFECT OF TRANSFERS

- A. Personnel who are employed by agencies, offices, divisions, departments, bureaus, boards and commissions and who are assigned to facilities management, auditing and staff legal functions shall be transferred to the Department of Central Management Services. Each agency that currently has a General Counsel may retain one General Counsel and only other attorneys whose work is primarily adjudicatory. In consultation with the General Counsel for the Governor and agency directors, the Director of Central Management Services shall determine where legal work specific to each agency should be performed. All other legal work shall be performed by attorneys within the Department of Central Management Services. In consultation with the appropriate staff in the Governor's office and in the executive agencies, the Director of Central Management Services shall determine which facilities management and auditing staff shall be transferred to the Department of Central Management Services. The rights of the employees, the State and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension retirement or annuity plan shall not be affected by the Executive Order.

- B. All books, records, papers, documents, property (real and personal), unexpended appropriations and pending business pertaining to the functions transferred by this Executive Order to the Department of Central Management Services shall be delivered

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to the Department of Central Management Services pursuant to the direction of the Director of the Department of Central Management Services.

III. SAVINGS CLAUSE

A. The rights, powers, duties and functions transferred to the Department of Central Management Services by this Executive Order shall be vested in and shall be exercised by the Department of Central Management Services. Each act done in exercise of such rights, powers, duties and functions shall have the same legal effect as if done by the agencies, offices, divisions, departments, bureaus, boards and commissions from which they were transferred.

B. Every person or corporation shall be subject to the same obligations and duties and any penalties, civil or criminal, arising therefrom, and shall have the same rights arising from the exercise of such rights, powers and duties as had been exercised by the

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agencies, offices, divisions, departments, bureaus, boards and commissions from which they were transferred.

C. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person in regards to the functions transferred to or upon the agencies, offices, divisions, departments, bureaus, boards and commissions from which the functions were transferred, the same shall be made, given, furnished or served in the same manner to or upon the Department of Central Management Services.

D. This Executive Order shall not affect any act done, ratified or canceled or any right occurring or established or any action or proceeding had or commenced in an administrative, civil or criminal cause regarding the functions transferred, but such proceedings

may be continued by the Department of Central Management Services.


- E. This Executive Order shall not affect the legality of any rules in the Illinois Administrative Code regarding the functions transferred in this Executive Order that are in force on the effective date of this Executive Order. If necessary, however, the affected agencies shall propose, adopt, or repeal rules, rule amendments, and rule recodifications as appropriate to effectuate this Executive Order.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

V. EFFECTIVE DATE

This Executive Order shall become effective on the 61st day after its delivery to the General Assembly.


ROD R. BLAGOJEVICH,
Governor

Issued by Governor: _____, 2003

Filed with Secretary of State: _____, 2003

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SPRINGFIELD, ILLINOIS

MAR 31 2003

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2003-11

**EXECUTIVE ORDER TO TRANSFER FUNCTIONS OF THE PRAIRIE STATE 2000
AUTHORITY AND PROGRAMS OF THE ILLINOIS DEPARTMENT OF
EMPLOYMENT SECURITY AND THE ILLINOIS COMMUNITY COLLEGE BOARD
TO THE DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY**

WHEREAS, improving Illinois' system of workforce development is a primary goal of State government, especially within small and medium-sized businesses; and

WHEREAS, there are a number of existing executive agencies directly responsible to the Governor which have rights, powers, duties and responsibilities that involve, in significant part, employment training and development. Streamlining and consolidating the functions of certain of these agencies in a single agency offers the opportunity to realize significant cost savings, eliminate redundancy and simplify the organizational structure of the Executive Branch, improve accessibility and accountability, provide more efficient use of specialized expertise and facilities, reduce administrative support, and promote more effective sharing of best practices and state of the art technology, among other things; and

WHEREAS, strengthening Illinois' system of workforce and economic development to build a highly skilled and globally competitive workforce throughout the State is a primary goal of State government; and

WHEREAS, State government must continue to improve the effective utilization of existing resources in support of workforce and economic development to significantly reduce fragmentation and duplication of efforts; and

WHEREAS, Article V, Section 11 of the Constitution of the State of Illinois, as implemented by the Executive Reorganization Implementation Act, 15 ILCS 15/1, authorizes the Governor, by executive order, to reorganize agencies directly responsible to the Governor by (a) the transfer of the whole or any part of any agency, or of the whole or any part of the functions thereof, to the jurisdiction and control of any other

agency, (b) the consolidation or coordination of the whole or any part of any other agency, or of the whole or any part of the functions thereof, with the whole or any part of any other agency or the functions thereof, (c) the consolidation or coordination of any part of any agency or the functions thereof with any other part of the same agency or the functions thereof, (d) the abolition of the whole or any part of any agency which does not have, or upon the taking effect of such reorganization will not have, any functions, and (e) the establishment of a new agency to perform all or any part of the functions of an existing agency or agencies;

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Illinois Constitution, I hereby order the following:

I. TRANSFER

A. All the powers, duties, rights and responsibilities vested in the Prairie State 2000 Authority shall be transferred to the Department of Commerce and Economic Opportunity (formerly known as the Department of Commerce and Community Affairs). The statutory powers, duties, rights and responsibilities of the Prairie State 2000 Authority derive from 20 ILCS 420/1 et seq.

B. Whenever any provision of an Executive Order or any Act or section thereof transferred by this Executive Order provides for membership of the Director of the Prairie State 2000 Authority on any council, commission, board or other entity, the Director of the Department of Commerce and Economic Opportunity or his/her designee(s) shall serve in that place. If more than one such commissioner/director is required by law to serve on any council, commission, board or other entity, an equivalent number of representatives of the Department of Commerce and Economic Opportunity shall so serve.

C. All the powers, duties, rights and responsibilities vested in the Illinois Department of Employment Security with respect to the administration of the federal Workforce Investment Act of 1998, Title I, the federal Illinois Trade Adjustment Assistance Program, and the federal and state funded Welfare to Work program, including, but not limited to those not vested

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in statute, and all liabilities arising therefrom are transferred to the Department of Commerce and Economic Opportunity.

- D. All the powers, duties, rights and responsibilities vested in the Illinois Community College Board with respect to the administration of the state funded Current Workforce Training Grant, including, but not limited to those not vested in statute, and all liabilities arising therefrom are transferred to the Department of Commerce and Economic Opportunity.

II. EFFECT OF TRANSFER

- A. The Prairie State 2000 Authority and all boards, offices, bureaus and divisions thereof are hereby abolished.
- B. Personnel in the Prairie State 2000 Authority shall continue their service within the Department of Commerce and Economic Opportunity. All personnel shall initially constitute probationary employees under the Personnel Code. The Department of Central Management Services shall establish a procedure for qualification and retention of personnel in accordance with the Personnel Code. The rights of the employees, the State and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension, retirement or annuity plan shall not be affected by this Executive Order.
- C. All books, records, papers, documents, property (real and personal), unexpended appropriations and pending business pertaining to the rights, powers and duties transferred by this Executive Order from the Prairie State 2000 Authority to the Department of Commerce and Economic Opportunity, including but not limited to material in electronic or magnetic format and necessary computer hardware and software, shall be delivered to the Department of Commerce and Economic Opportunity pursuant to the direction of the Director of the Department of Commerce and Economic Opportunity.

- D. Personnel in the Illinois Department of Employment Security and the Illinois Community College Board who are assigned directly or indirectly to programs transferred by this Executive Order shall continue their service within the Department of Commerce and Economic Opportunity.

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All personnel shall initially constitute probationary employees under the Personnel Code. The Department of Central Management Services shall establish a procedure for qualification and retention of personnel in accordance with the Personnel Code. The rights of the employees, the State and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension, retirement or annuity plan shall not be affected by this Executive Order.

- E. All books, records, papers, documents, property (real and personal), unexpended appropriations and pending business pertaining to the rights, powers and duties transferred by this Executive Order from the Illinois Department of Employment Security and the Illinois Community College Board to the Department of Commerce and Economic Opportunity, including but not limited to material in electronic or magnetic format and necessary computer hardware and software, shall be delivered to the Department of Commerce and Economic Opportunity pursuant to the direction of the Director of the Department of Commerce and Economic Opportunity.

III. SAVINGS CLAUSE

- A. The rights, powers and duties transferred to the Department of Commerce and Economic Opportunity by this Executive Order shall be vested in and shall be exercised by the Department of Commerce and Economic Opportunity. Each act done in exercise of such rights, powers and duties shall have the same legal effect as if done by the Prairie State 2000 Authority, the Illinois Department of Employment Security, the Illinois Community College Board, their divisions, officers or employees thereof as it pertains to the programs transferred by this Executive Order.
- B. Every person or corporation shall be subject to the same obligations and duties and any penalties, civil or criminal, arising therefrom, and shall have the same rights arising from the exercise of such rights, powers and duties as had been exercised by the Prairie State 2000 Authority, the Illinois Department of Employment Security or the Illinois Community College Board as it pertains to the programs transferred.

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- C. Every officer of the Department of Commerce and Economic Opportunity shall, for any offense, be subject to the same penalty or penalties, civil or criminal, as are prescribed by existing law for the same offense by any officer whose powers or duties were transferred under this Executive Order.
- D. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person to or upon the Prairie State 2000 Authority, the Illinois Department of Employment Security or the Illinois Community College Board in connection with any functions transferred in the Executive Order, the same shall be made, given, furnished or served in the same manner to or upon the Department of Commerce and Economic Opportunity.
- E. This Executive Order shall not affect any act done, ratified or canceled or any right occurring or established or any action or proceeding had or commenced in an administrative, civil or criminal cause regarding the Prairie State 2000 Authority, the Illinois Department of Employment Security or the Illinois Community College Board as it pertains to the programs transferred before this Executive Order takes effect, but such actions or proceedings may be prosecuted and continued by the Department of Commerce and Economic Opportunity.
- F. Any rules of the Prairie State 2000 Authority that are in full force on the effective date of this Executive Order and that have been duly adopted by the agencies reorganized shall become the rules of the Department of Commerce and Economic Opportunity. This Executive Order shall not affect the legality of any such rules in the Illinois Administrative Code.
- Any proposed rulings filed with the Secretary of State by the Prairie State 2000 Authority that are pending in the rulemaking process on the effective date of this Executive Order, shall be deemed to have been filed by the Department of Commerce and Economic Opportunity. As soon as practicable hereafter, the Department of Commerce and Economic Opportunity shall revise and clarify the rules transferred to it under this Executive Order to reflect the reorganization of rights, power and duties

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effected by this Order, using the procedures for recodification of rules available under the Illinois Administrative Procedures Act, except that existing title, part, and section numbering for the affected rules may be retained. The Department of Commerce and Economic Opportunity may propose and adopt under the Illinois Administrative Act such other rules of the reorganized agencies that will now be administered by the Department of Commerce and Economic Opportunity.

- G. Any rules of the Illinois Department of Employment Security or the Illinois Community College Board as they pertain to the transferred programs and functions that are in full force on the effective date of this Executive Order and that have been duly adopted by the agencies reorganized shall become the rules of the Department of Commerce and Economic Opportunity. This Executive Order shall not affect the legality of any such rules in the Illinois Administrative Code. Any proposed rulings filed with the Secretary of State by the Illinois Department of Employment Security or the Illinois Community College Board as they pertain to the transferred programs and functions that are pending in the rulemaking process on the effective date of this Executive Order, shall be deemed to have been filed by the Department of Commerce and Economic Opportunity. As soon as practicable hereafter, the Department of Commerce and Economic Opportunity shall revise and clarify the rules transferred to it under this Executive Order to reflect the reorganization of rights, power and duties effected by this Order, using the procedures for recodification of rules available under the Illinois Administrative Procedures Act, except that existing title, part, and section numbering for the affected rules may be retained. The Department of Commerce and Economic Opportunity may propose and adopt under the Illinois Administrative Act such other rules of the reorganized agencies that will now be administered by the Department of Commerce and Economic Opportunity.

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IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

V. EFFECTIVE DATE

This Executive Order shall become effective on the 61st day after its delivery to the General Assembly.



ROD R. BLAGOJEVICH
Governor

Issued by the Governor: _____, 2003.

Filed with the Secretary of State: _____, 2003.

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SPRINGFIELD, ILLINOIS

IN THE OFFICE OF
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2003-12

**EXECUTIVE ORDER TO TRANSFER FUNCTIONS OF THE DEPARTMENT
OF NUCLEAR SAFETY TO THE ILLINOIS EMERGENCY MANAGEMENT
AGENCY**

WHEREAS, nuclear power generates a significant amount of electricity and is essential to the industry and economy of Illinois; and

WHEREAS, the threat of terrorist attacks in the United States is real, as witnessed by the events of September 11, 2001. The unfortunate threat of terrorism places nuclear facilities potentially at risk; and

WHEREAS, Illinois' preparedness to respond to terrorist attacks is a priority of the highest magnitude for the State; and

WHEREAS, any emergency response to a terrorist threat or other potential disaster involving nuclear power facilities necessitates centralized coordination and communication among various entities at the State level; and

WHEREAS, there are a number of existing executive agencies directly responsible to the Governor which have rights, powers, duties and responsibilities that involve, in significant part, the preparedness for and response to emergencies involving nuclear facilities and power. Streamlining and consolidating the functions of certain of these agencies in a single agency enables the State to realize more efficient communication and use of informational resources, and to provide more efficient use of specialized expertise and facilities. Consolidation also improves accessibility and accountability, eliminates redundancy, and simplifies the organizational structure of the Executive Branch, promoting more effective sharing of best practices and state of the art technology, among other things; and

WHEREAS, Article V, Section 11 of the Constitution of the State of Illinois, as implemented by the Executive Reorganization Implementation Act, 15 ILCS 15/1, authorizes the Governor, by executive order, to reorganize agencies directly responsible to the Governor by (a) the transfer of the whole or any part of any agency, or of the whole or any part of the functions thereof, to the jurisdiction and control of any other agency, (b) the consolidation or coordination of the whole or any part of any other agency, or of the whole or any part of the functions thereof, with the whole or any part of any other agency or the functions thereof, (c) the consolidation or coordination of any part of any agency or the functions thereof with any other part of the same agency or the functions thereof, (d) the abolition of the whole or any part of any agency which does not have, or upon the taking effect of such reorganization will not have, any functions, and (e) the establishment of a new agency to perform all or any part of the functions of an existing agency or agencies; and

WHEREAS, the foregoing benefits can be achieved by transferring the functions of the Department of Nuclear Safety to the Illinois Emergency Management Agency and then abolishing the Department of Nuclear Safety.

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Illinois Constitution, I hereby order the following:

I. TRANSFER

A. All the powers, duties, rights and responsibilities vested in the

Department of Nuclear Safety shall be transferred to the Illinois

Emergency Management Agency, effective July 1, 2003. The

statutory powers, duties, rights and responsibilities of the

Department of Nuclear Safety derive from 20 ILCS 2005/2005-1 et seq.

B. Whenever any provision of an Executive Order or any Act or section thereof transferred by this Executive Order provides for membership of the Director of the Department of Nuclear Safety on any council, commission, board or other entity, the Assistant

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Director of Illinois Emergency Management Agency or his/her designee(s) shall serve in that place. If more than one such commissioner/director is required by law to serve on any council, commission, board or other entity, an equivalent number of representatives of the Illinois Emergency Management Agency shall so serve.

II. EFFECT OF TRANSFER

- A. The Department of Nuclear Safety, and all offices, bureaus and divisions thereof are hereby abolished.
- B. The rights of the employees, the State and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension, retirement or annuity plan shall not be affected by this Executive Order. Personnel in the Department of Nuclear Safety shall continue their service within the Illinois Emergency Management Agency. All personnel shall initially constitute probationary employees under the Personnel Code. The Department of Central Management Services shall establish a procedure for qualification and retention of personnel in accordance with the Personnel Code. The Director of Nuclear Safety shall be transferred to the Illinois Emergency Management Agency and be made the Assistant Director of the Illinois Emergency Management Agency.
- C. All books, records, papers, documents, property (real and personal), contracts, unexpended appropriations and pending business pertaining to the powers, duties, rights and responsibilities transferred by this Executive Order from the Department of Nuclear Safety to the Illinois Emergency Management Agency, including but not limited to material in electronic or magnetic format and necessary computer hardware and software, shall be delivered to the Illinois Emergency Management Agency pursuant to the

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direction of the Director of the Illinois Emergency Management Agency.

IV. SAVINGS CLAUSE

A. The rights, powers and duties transferred to the Illinois Emergency Management Agency by this Executive Order shall be vested in and shall be exercised by the Illinois Emergency Management Agency.

Each act done in exercise of such rights, powers and duties shall have the same legal effect as if done by the Department of Nuclear Safety, its divisions, officers or employees.

B. Every person or corporation shall be subject to the same obligations and duties and any penalties, civil or criminal, arising therefrom, and shall have the same rights arising from the exercise of such powers, duties, rights and responsibilities as had been exercised by the Department of Nuclear Safety, its divisions, officers or employees.

C. Every officer of the Illinois Emergency Management Agency shall, for any offense, be subject to the same penalty or penalties, civil or criminal, as are prescribed by existing law for the same offense by any officer whose powers or duties were transferred under this Executive Order.

D. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person to or upon the agencies and offices transferred by this Executive Order, the same shall be made, given, furnished or served in the same manner to or upon the Illinois Emergency Management Agency.

E. This Executive Order shall not affect any act done, ratified or canceled or any right occurring or established or any action or proceeding had or commenced in an administrative, civil or criminal cause regarding the Department of Nuclear Safety before this Executive Order takes effect, but such actions or proceedings may

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be prosecuted and continued by the Illinois Emergency Management Agency.

F. Any rules of the Department of Nuclear Safety that are in full force on the effective date of this Executive Order and that have been duly adopted by the agencies reorganized shall become the rules of the Illinois Emergency Management Agency. This Executive Order shall not affect the legality of any such rules in the Illinois Administrative Code. Any proposed rulings filed with the Secretary of State by the Department of Nuclear Safety that are pending in the rulemaking process on the effective date of this Executive Order, shall be deemed to have been filed by the Illinois Emergency Management Agency. As soon as practicable hereafter, the Illinois Emergency Management Agency shall revise and clarify the rules transferred to it under this Executive Order to reflect the reorganization of rights, power and duties effected by this Order, using the procedures for recodification of rules available under the Illinois Administrative Procedures Act, except that existing title, part, and section numbering for the affected rules may be retained. The Illinois Emergency Management Agency may propose and adopt under the Illinois Administrative Act such other rules of the reorganized agencies that will now be administered by the Illinois Emergency Management Agency.

V. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.


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VI. EFFECTIVE DATE

This Executive Order shall become effective on the 61st day after its delivery to the General Assembly.



ROD R. BLAGOJEVICH
Governor

Issued by the Governor: _____, 2003

Filed with the Secretary of State: _____, 2003

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2003-13
EXECUTIVE ORDER ON PROJECT LABOR AGREEMENTS

IN THE OFFICE OF
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WHEREAS, the State of Illinois has a compelling interest in awarding public works contracts so as to ensure the highest standards of quality and efficiency at the lowest responsible cost; and

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WHEREAS, a project labor agreement, which is a form of pre-hire collective bargaining agreement covering all terms and conditions of employment on a specific project, can ensure the highest standards of quality and efficiency at the lowest responsible cost on appropriate public works projects; and

WHEREAS, the State of Illinois has a compelling interest that a highly skilled workforce be employed on public works projects to ensure lower costs over the lifetime of the completed project for building, repairs and maintenance; and

WHEREAS, project labor agreements provide the State of Illinois with a guarantee that public works projects will be completed with highly skilled workers; and

WHEREAS, project labor agreements provide for peaceful, orderly and mutually binding procedures for resolving labor issues without labor disruption, which has historically resulted in significant lost-time on construction projects; and

WHEREAS, project labor agreements allow public agencies to predict more accurately the actual cost of the public works project; and

WHEREAS, the use of project labor agreements can be of specific benefit to complex construction projects;

THEREFORE, I hereby order the following:

1. On a project-by-project basis, a state department, agency, authority, board or instrumentality, which is under the control of the Governor, shall include a project labor agreement on a public works project where said department, agency, authority, board

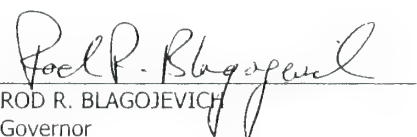
or instrumentality has determined that such agreement advances the state's interests of cost, efficiency, quality, safety, timeliness, skilled labor force, labor stability or the state's policy to advance minority- and women-owned businesses and minority and female employment.

2. Where it has been determined that a project labor agreement is appropriate for a particular public works project, the state department, agency, authority, board or instrumentality responsible for implementing the project shall in good faith negotiate a project labor agreement with labor organizations engaged in the construction industry. In the event that the state department, agency, authority, board or instrumentality and the labor organizations engaged in the construction industry ("the parties") cannot agree to the terms of the project labor agreement, the Governor shall appoint a designee to assist the parties in reaching an agreement.
3. Pursuant to this Order, any project labor agreement:
 - a) shall set forth effective, immediate and mutually binding procedures for resolving jurisdictional labor disputes and grievances arising before the completion of work;
 - b) shall contain guarantees against strikes, lockouts, or similar actions;
 - c) shall ensure a reliable source of skilled and experienced labor;
 - d) shall further public policy objectives as to improved employment opportunities for minorities and women in the construction industry to the extent permitted by state and federal law;
 - e) shall permit the selection of the lowest qualified responsible bidder, without regard to union or non-union status at other construction sites;
 - f) shall be made binding on all contractors and subcontractors on the public works project through the inclusion of appropriate bid specifications in all relevant bid documents; and
 - g) shall include such other terms as the parties deem appropriate.
4. Any decision to use a project labor agreement in connection with a public works project by a state department, agency, authority, board or instrumentality shall be supported by a written, publicly disclosed finding by such department, agency, authority, board or instrumentality setting forth the justification for use of the project labor agreement.
5. All state departments, agencies, authorities, boards and instrumentalities are hereby ordered to ensure that all public works projects are implemented in a manner consistent

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with the terms of this Order and are in full compliance with all statutes, regulations and Executive Orders.

6. Nothing in this Executive Order shall be construed to contravene any state or federal law or to jeopardize the state's entitlement to federal funding. If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order that can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.
7. This Order shall be in full force and effect upon its filing with the Secretary of State.


ROD R. BLAGOJEVICH
Governor

Issued by the Governor: May 7, 2003
Filed with the Secretary of State: May 7, 2003

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JUN 07 2003

IN THE OFFICE OF
SECRETARY OF STATE

2003-14

EXECUTIVE ORDER IN RESPONSE TO ORTHOPOX OUTBREAK

ILLINOIS DOCUMENTS

JUN 11 2003

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WHEREAS, Illinois State authorities, as well as the United States Centers for Disease Control and Prevention (CDC) and Wisconsin State authorities, have determined that an indeterminate number of prairie dogs held by an exotic pet distributor in Illinois have been infected or may have been infected with an orthopox virus, which virus has been determined by the CDC to be monkeypox or a closely-related infectious agent;

WHEREAS, these prairie dogs have been held in close proximity with other animals of numerous species, some of which may be susceptible to infection with orthopox viruses, and these animals include Gambian rats which previously have been associated with transmission of orthopox viruses;

WHEREAS, a number of prairie dogs and other animals from the pet distributor in question have been transported in recent weeks to various other distributors, retailers and purchasers of exotic pets in Illinois and throughout the United States, through in-person sale transactions, pet swap events, internet sale transactions and other means;

WHEREAS, in recent days there have been 12 human illnesses in Wisconsin and 1 human illness in Illinois, in which the individuals have exhibited symptoms consistent with an orthopox virus;

WHEREAS, the CDC has conducted laboratory testing indicating that certain of these human cases have monkeypox or a closely-related infectious agent;

WHEREAS, there is reliable information that some of these individuals have had contact with prairie dogs from the exotic pet dealership in question;

WHEREAS, there previously have been no known human cases of monkeypox in the United States;

WHEREAS, monkeypox and other orthopox viruses are known to be contagious between and among certain animals and humans;

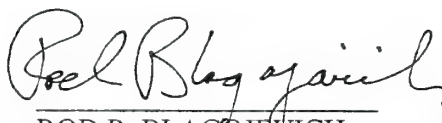
WHEREAS, monkeypox can cause serious human illness, and in some cases can be fatal; and

WHEREAS, it is necessary and appropriate for the State of Illinois immediately to take measures to protect the public's health in response to this orthopox outbreak.

THEREFORE, by the powers vested in me as the Governor of the State of Illinois, I order the following:

1. The Illinois Department of Public Health (IDPH), in consultation with the Illinois Department of Agriculture, is directed immediately to:
 - (a) Develop and implement a plan for handling animals in Illinois who are or may have been infected with or exposed to the orthopox virus, such plan to include provisions, as appropriate, for the quarantine, isolation or other disposition of such animals, in order to protect public health; effective immediately, the following is prohibited in Illinois with respect to prairie dogs or Gambian rats until IDPH determines that the threat to the public health no longer exists: importation, sale or distribution, public display or any other activity that could result in unnecessary human contact.
 - (b) Develop and implement a plan for evaluating the presence of orthopox virus and related infectious material in facilities and equipment that has housed or is housing animals that are or may have been infected with or exposed to the orthopox virus, and to implement a plan for appropriate handling and disposition of such equipment and facilities.
2. IDPH is further directed immediately to undertake all necessary and appropriate epidemiological investigation and analysis, and other communicable disease precautions and measures as are appropriate to respond to this orthopox virus outbreak, in order to protect the public health.
3. All other state agencies, including without limitation the Illinois State Police, the Illinois Emergency Management Agency, and the Illinois Environmental Protection Agency, are directed to cooperate and assist in the implementation of this Executive Order.

This Executive Order is effective immediately upon filing with the Secretary of State.



ROD R. BLAGOJEVICH
Governor

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Issued by the Governor: June 7, 2003
Filed with the Secretary of State: June 7, 2003



2003-15
EXECUTIVE ORDER ON PRESCRIPTION DRUGS

WHEREAS, the cost of prescription drugs continues to skyrocket, creating significant challenges for state agencies involved in the procurement of essential medications for Illinois citizens; and

WHEREAS, the state spends over \$1.8 billion annually on prescription drugs for Illinois citizens, including low- and moderate- income seniors, state employees, low- and moderate- income working parents and their children, people with disabilities and veterans; and

WHEREAS, the strategic coordination of prescription drug contracts and programs by a central state purchasing agent would facilitate cost efficiencies and maximize the state's purchasing power.

THEREFORE, I hereby order the following:

- I. ESTABLISHMENT OF THE SPECIAL ADVOCATE FOR PRESCRIPTION DRUGS
 - A. I hereby create, within the Department of Central Management Services, a Special Advocate for prescription drugs.
 - B. The Special Advocate shall oversee the central purchasing program for prescription drugs created by this Order and shall utilize the resources of Central Management Services, in consultation with the Director of Central Management Services, to implement that program.

- C. All state agencies under the authority of the Governor that are involved in contracts or programs for the purchase of or payment for prescription drugs shall work in conjunction with the Special Advocate to facilitate the duties described herein.
- D. This Executive Order shall not affect any contract or program in effect as of the date of the Order, unless or until the Special Advocate acts in relation to that contract or program.

II. POWERS AND DUTIES OF THE SPECIAL ADVOCATE FOR PRESCRIPTION DRUGS

- A. The Special Advocate shall have the authority to: create a central purchasing program to review all contracts and programs at agencies under the authority of the Governor that relate to the purchase of or payment for prescription drugs; develop and implement policy for such purchases and payments; and negotiate for or coordinate the negotiation of contracts, reimbursement rates and rebates.
- B. The Special Advocate shall review all existing contracts for prescription drugs and shall have the authority to direct the various agencies to continue, freeze, or terminate those contracts, consistent with the applicable contractual terms of such contracts and in consultation with the contracting agency.
- C. The Special Advocate shall have the authority to combine any and all of the programs and contracts at the various agencies for purposes of negotiating reimbursement rates, rebates or other terms, to the extent that the combination is consistent with all applicable federal and state laws.
- D. All state contracts related to the purchase of or payment for prescription drugs shall be subject to the approval of the Special Advocate.

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E. The Special Advocate may propose and adopt rules under the Illinois Administrative Procedure Act regarding the procurement of prescription drugs by state agencies.

III. SAVINGS CLAUSE

Nothing in this Executive Order shall be construed to contravene any state or federal law. All laws and regulations relating to state contracts and programs for the procurement of prescription drugs shall remain in effect.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

V. EFFECTIVE DATE

This Executive Order shall be in full force and effect upon its filing with the Secretary of State.


Rod R. Blagojevich, Governor

Issued by Governor: June 19, 2003
Filed with Secretary of State: June 19, 2003

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SPRINGFIELD, ILLINOIS

2003-16

**EXECUTIVE ORDER CREATING THE ILLINOIS INTEGRATED JUSTICE
INFORMATION SYSTEM IMPLEMENTATION BOARD**

ILLINOIS DOCUMENTS

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WHEREAS, the tragic events of September 11, 2001, and the recent Washington, D.C. serial sniper incidents underscore the need to link justice information systems to close loopholes that allow dangerous criminals to move about without fear; and

WHEREAS, providing justice decision makers the right information at the right place and at the right time results in better decisions which improves public safety and results in the efficient use of public resources; and

WHEREAS, in light of the need to share critical subject information for protecting citizens from a terrorist attack and ensuring public safety, Illinois government officials must safeguard individual privacy interests and prevent unauthorized disclosures of information; and

WHEREAS, the members of the Illinois Integrated Justice Information System Governing Board have completed their strategic planning mission, have reported to the Governor and the General Assembly, and have created a plan for the implementation of an integrated justice information system for the state of Illinois; and

WHEREAS, an Implementation Body must be created to implement the strategic plan of the Illinois Integrated Justice Information System Governing Board, to set goals and objectives for integrated justice information systems, to foster communication and collaboration with justice stakeholders, to coordinate the funding of integration efforts by identifying available resources among national, state, and local participants to promote collaboration and minimize duplication of efforts, and to maintain public accountability of the justice system; and

WHEREAS, the primary obstacle to electronic information sharing between justice agencies is the lack of standards for information exchange, Illinois must adopt and build upon standards that have been developed at the national level to facilitate information sharing between disparate justice systems at national, state, and local levels.

Therefore, I, Rod Blagojevich, hereby order the following:

**I. THE ESTABLISHMENT OF THE ILLINOIS INTEGRATED JUSTICE
INFORMATION SYSTEM IMPLEMENTATION BOARD**

There is hereby created within the Illinois Criminal Justice Information Authority an Illinois Integrated Justice Information System Implementation Board ("the Implementation Board"), consisting of 23 members, which shall independently exercise its powers, duties, and responsibilities.

II. MEMBERSHIP OF THE IMPLEMENTATION BOARD

- (a) The Attorney General or his or her designee;
- (b) The Secretary of State or his or her designee;
- (c) The Director of the Illinois Criminal Justice Information Authority;
- (d) The Director of the Illinois State Police;
- (e) The Director of the Illinois Department of Central Management Services;
- (f) The Director of the Illinois Department of Corrections;
- (g) The Director of Technology in the Governor's Office
- (h) The Superintendent of the Chicago Police Department;
- (i) The Cook County State's Attorney;
- (j) The Cook County Sheriff;
- (k) The Clerk of the Circuit Court of Cook County
- (l) The Cook County Chief Information Officer;
- (m) The Cook County Public Defender;
- (n) A member of the Illinois Juvenile Justice Commission appointed by the Chair of the Illinois Juvenile Justice Commission;

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- (o) A representative appointed by the Illinois Association of Chiefs of Police;
- (p) A representative appointed by the Illinois Sheriffs' Association;
- (q) A representative appointed by the Illinois State's Attorneys Association;
- (r) A representative appointed by the Illinois Association of Court Clerks;
- (s) A representative appointed by the Illinois Probation and Court Services Association;
- (t) A representative appointed by the Illinois Public Defender Association;
- (u) A member of a county board other than Cook County appointed by the Governor;
- (v) A mayor, president, or manager of an Illinois municipality appointed by the Governor;
- (w) Two members of the general public appointed by the Governor. The Implementation Board may allow members identified in sections (d) through (m) above to appoint a designee to serve in his or her place as voting members of the Implementation Board.

The Supreme Court may appoint two non-voting members to serve as liaisons to the Implementation Board from the Illinois Judicial Branch. Additionally, the Implementation Board shall actively and continuously seek the input, assistance and participation of other departments, agencies, boards and commissions, units of government, private organizations, and public interest groups as necessary as appropriate.

From its membership, the Implementation Board shall elect a chair with the authority to create ad hoc committees to assist in the completion of this order.

Members of the Implementation Board shall serve without compensation. All members shall be reimbursed for reasonable expenses incurred in connection with their duties.

III. POWERS, DUTIES AND RESPONSIBILITIES OF THE IMPLEMENTATION BOARD

- (a) To promote the integration of justice information systems in Illinois;

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- (b) To coordinate the development, adoption and implementation of plans and strategies for sharing justice information;
- (c) To coordinate the development of systems that enhance integration;
- (d) To establish standards to facilitate the electronic sharing of justice information;
- (e) To promulgate policies that protect individuals' privacy rights related to the sharing of justice information;
- (f) To apply for, solicit, receive, establish priorities for, allocate, disburse, grant, contract for, and administer funds from any source to effectuate the purposes of the executive order;
- (g) To promulgate rules or regulations as may be necessary to effectuate the purposes of this executive order;
- (h) To report annually, on or before April 1st of each year to the Governor and the General Assembly, on the Implementation Board's activities in the preceding fiscal year; and
- (i) To exercise any other powers that are necessary and proper to fulfill the duties, responsibilities, and purposes of this executive order and to comply with the requirements of applicable federal or state laws or regulations.

IV. EFFECTIVE DATE

This Order shall be in full force and effect upon its filing with the Secretary of State.



ROD R. BLAGOJEVICH
Governor

Issued by the Governor: July 2, 2003
Filed with the Secretary of State: July 2, 2003

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SPRINGFIELD, ILLINOIS

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JUL 24 2003

2003-17

IN THE OFFICE OF
SECRETARY OF STATE

EXECUTIVE ORDER CREATING A TERRORISM TASK FORCE

WHEREAS, the threat of terrorist attacks in the United States is real, as witnessed by the events of September 11, 2001; and

WHEREAS, the centralized coordination and communication among various entities at the State, regional and local levels is essential for the prevention of terrorism; and

WHEREAS, domestic preparedness to respond to terrorist attacks is a priority of the highest magnitude for federal, state and local governments; and

WHEREAS, the Illinois Terrorism Task Force has established a working partnership among public and private stakeholders from all disciplines and regions of the State, to facilitate the coordination of resources and the communication of information essential to combat terrorist threats; and

WHEREAS, the Illinois Terrorism Task Force has proven to be an effective entity in developing and implementing the domestic preparedness strategy of the State of Illinois.

THEREFORE, I hereby order the following:

Executive Order 2000-10 is hereby revoked, and the Illinois Terrorism Taskforce is hereby established as a permanent body, vested with the powers and duties described herein.

I. ESTABLISHMENT OF THE ILLINOIS TERRORISM TASKFORCE

- A. I hereby establish the Illinois Terrorism Taskforce as an advisory body, reporting directly to the Governor and to the Deputy Chief of Staff for Public Safety.
- B. The current members of the Illinois Terrorism Taskforce are hereby reappointed. Additional members of the Illinois Terrorism Taskforce may be appointed with the nomination of the Chair and the approval of the Governor.
- C. Members of the Illinois Terrorism Task Force shall serve without pay, but may receive travel and lodging reimbursement as permitted by applicable state or federal guidelines.
- D. The Governor shall appoint a Chair to serve as the administrator of the Illinois Terrorism Task Force. The Chair shall report to the Deputy Chief of Staff for Public Safety on all activities of the Illinois Terrorism Task Force. The Chair shall also serve as a policy advisor to the Deputy Chief of Staff for Public Safety on matters related to Homeland Security.

II. POWERS & DUTIES OF THE ILLINOIS TERRORISM TASKFORCE

- A. The Illinois Terrorism Task Force, as an advisory body to the Governor and the Deputy Chief of Staff for Public Safety, shall develop and recommend to the Governor the State's domestic terrorism preparedness strategy.
- B. The Illinois Terrorism Task Force shall develop policies related to the appropriate training of local, regional and State officials to respond to terrorist incidents involving conventional, chemical, biological and/or nuclear weapons.
- C. The Illinois Terrorism Task Force shall oversee the weapons of mass destruction teams, which the Governor may deploy in the event of a terrorist attack to assist local responders and to coordinate the provision of additional State resources. The Illinois Terrorism Task

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Force shall develop appropriate protocol, staffing, training and equipment guidelines for the weapons of mass destruction teams.

D. The Illinois Terrorism Task Force shall seek appropriate input from federal agencies, including but not limited to: the United States Department of Justice, the Federal Bureau of Investigation, the Federal Emergency Management Agency, the United States Department of Health and Human Services, and the United States Department of Homeland Security.

E. The Illinois Terrorism Task Force shall recommend to the Governor any changes in Illinois state statutes, administrative regulations, or in the Illinois Emergency Operations Plan, that, in its view, may be necessary to accomplish its established objectives.

F. The Illinois Terrorism Task Force shall advise the Illinois Emergency Management Agency on issues related to the application for and use of all appropriate federal funding that relates to combating terrorism.

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G. The Illinois Terrorism Task Force shall develop further recommendations to combat terrorism in Illinois and shall present such recommendations to the Deputy Chief of Staff for Public Safety.

H. The Chair of the Illinois Terrorism Task Force shall submit an annual report to the Governor by March 1st of each year. The report shall detail the activities, accomplishments and recommendations of the Task Force in the preceding year.

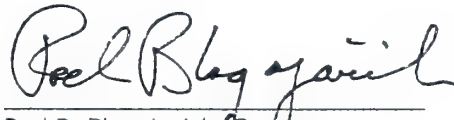
III. SAVINGS CLAUSE

Nothing in this Executive Order shall be construed to contravene any state or federal law.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application.

To achieve this purpose, the provisions of this Executive Order are declared
to be severable.



Rod R. Blagojevich, Governor

Issued by Governor: July 24, 2003

Filed with Secretary of State: July 24, 2003

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2003-18
EXECUTIVE ORDER TO ESTABLISH COMPREHENSIVE HOUSING INITIATIVE

IN THE OFFICE OF
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WHEREAS, the State of Illinois does not have a comprehensive state housing policy;

WHEREAS, quality housing at every price point is a needed asset and economic engine in neighborhoods throughout the State and integral to Illinois' ability to achieve its goals related to economic development, sensible growth, education and health care;

WHEREAS, there is a shortage of affordable housing, which threatens the viability of many communities in the State;

WHEREAS, there is a shortage of safe, sanitary and accessible affordable housing that provides adequate services for people with disabilities in this State;

WHEREAS, the State of Illinois is committed to promoting a full range of quality housing choices near jobs, transit and other amenities for all Illinois residents;

WHEREAS, various constituencies have been historically underserved and segregated due to barriers and trends in the existing housing market and/or insufficient resources;

WHEREAS, the State should facilitate the preservation of existing homes and communities as well as the creation of new housing opportunities and, where appropriate, to promote mixed-income communities;

WHEREAS, it is therefore necessary that the State develop a comprehensive and unified policy for the development of affordable housing and the development of supportive services related to housing within the State, including the allocation of resources pursuant to that policy;

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Constitution of the State of Illinois, I hereby order the following:

I. ESTABLISHMENT OF COMPREHENSIVE HOUSING PLAN

During the period from the effective date of this Order through December 31, 2008, the agencies under the Governor's authority shall be guided by an annual comprehensive

housing plan (the "Annual Comprehensive Housing Plan") that includes the development, preservation or rehabilitation of a range of housing options affordable to all citizens in all regions of the State, is consistent with the affirmative fair housing provisions of the Illinois Human Rights Act, and specifically addresses the following underserved populations:

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(1) Households earning below 50% of area median income, with emphasis on households earning below 30% of area median income.

(2) Low-income seniors.

(3) Low-income persons with any form of disability, including but not limited to physical disability, developmental disability, mental illness, co-occurring mental illness and substance abuse disorder, or HIV/AIDS.

(4) Homeless persons and persons determined to be at risk of homelessness.

(5) Low and moderate-income persons unable to afford housing near work or transportation.

(6) Low income persons residing in existing affordable housing that is in danger of becoming unaffordable or being lost.

II. CREATION OF HOUSING TASK FORCE AND SUBCOMMITTEE

(a) The Annual Comprehensive Housing Plan shall be developed by a task force (the "Task Force") composed of the following persons or their designees: a representative from the Governor's Office or the Office of Management and Budget responsible for the allocation of bond volume cap for the State (the "Governor's Representative for Bond Cap"); a representative from the Lieutenant Governor's office; the Executive Director of the Illinois Housing Development Authority; the Secretary of the Department of Human Services; and the Directors of the Departments on Aging, Commerce and Economic Opportunity, Children and Family Services, Public Health, Public Aid and Transportation. The Governor may also invite and appoint representatives from the Illinois Institute for Rural Affairs of Western Illinois University; and the United States Departments of Housing and Urban Development and Agriculture. The Illinois General Assembly Speaker of the House of Representatives, the President of the Senate, and the minority leaders of the House of Representatives and the Senate may each appoint one representative to the Task Force. The Governor may appoint up to eighteen(18) housing experts to the Task Force, with proportional representation from urban, suburban and rural areas throughout the State. The Task Force shall be chaired by the Executive Director of the Illinois Housing Development Authority and shall be vice-chaired by a

housing expert not from the government sector. The Task Force shall ensure that the Annual Comprehensive Housing Plan as adopted coordinates all housing policies within each State agency represented on the Task Force. The Task Force shall ensure that the Annual Comprehensive Housing Plan shall include, but not be limited to:

(1) Goals for the number and type of housing units to be constructed, preserved or rehabilitated each year for the underserved populations identified in Section I of this Order, based on available housing resources.

(2) Funding recommendations for housing construction, preservation, rehabilitation, and supportive services where necessary, related to the underserved populations identified in Section I of this Order, based on the Annual Comprehensive Housing Plan.

(3) Recommended State actions that promote the construction, preservation, and rehabilitation of affordable housing by private sector, not-for-profit, and government entities and address those practices that impede its promotion.

(4) Specific suggestions, options and incentives for local governments and municipalities to develop their own comprehensive housing plan for their community.

(b) The Task Force shall complete the Annual Comprehensive Housing Plan by December 31st of each year the Task Force is in existence and shall deliver the plan to the Governor and the General Assembly on that date or the first business day thereafter. Because of time constraints, the Annual Comprehensive Housing Plan formulated for the year 2004 will be modeled after the State's 2004 Consolidated Plan (the "Consolidated Plan") as required by United States Department of Housing and Urban Development ("HUD"). The Consolidated Plan is being filed with HUD in November of 2003 and will incorporate the various priorities set forth herein.

(c) The Task Force shall report on April 1st of each year the Task Force is in existence to the Governor and the General Assembly on progress made toward achieving the projected goals of the Annual Comprehensive Housing Plan during the previous 12 months and from the effective date of this Order.

(d) The Task Force shall have an Executive Committee made up of the following 12 members of the Task Force: the Chair, the Vice-Chair, the Governor's Representative for Bond Cap, the Secretary of the Department of Human Services or his or her designee, the Director of the Department of Commerce and Economic Opportunity or his or her designee, and seven (7) housing experts from the Task Force as designated by the Governor. The Executive Committee shall have the following responsibilities:

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- (1) to oversee and structure the operations of the Task Force;
- (2) to create necessary subcommittees and appoint subcommittee members, with the advice of the Task Force, as the Executive Committee deems necessary;
- (3) to ensure adequate public input into the Annual Comprehensive Housing Plan;

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INDEX DEPARTMENT (4) to involve, to the extent possible, appropriate representatives of the federal government, local governments and municipalities, public housing authorities, local continuum of care, for-profit and not-for-profit developers, supportive housing providers, business, labor, lenders and fair housing agencies;

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- (5) to coordinate, synthesize and prioritize the recommendations of the Task Force into the Annual Comprehensive Housing Plan and into the Annual Report;

- (6) to draft the Annual Comprehensive Housing Plan and the Annual Report on behalf of the Task Force.

(e) A subcommittee of the Task Force (the "Intergovernmental Subcommittee") shall be formed consisting of the following members or their designees: the Executive Director of the Illinois Housing Development Authority, the Secretary of the Department of Human Services, the Directors of the Department on Aging, the Department of Commerce and Economic Opportunity, the Department of Public Aid, the Department of Public Health and the Department of Transportation, and the Governor's Representative for Bond Cap. The Intergovernmental Subcommittee shall be chaired by the Executive Director of Illinois Housing Development Authority or his or her designee.

III. CREATION OF THE ILLINOIS HOUSING INITIATIVE

(a) The Illinois Housing Initiative (hereafter "the Initiative") is created for the period from the effective date of this Order through December 31, 2008. The purpose of the Initiative shall be to coordinate and streamline the allocation of available housing and supportive housing resources to make it more feasible to prioritize the development of housing for underserved populations in accordance with the Annual Comprehensive Housing Plan.

(b) The Governor directs the Intergovernmental Subcommittee to implement the Initiative by prioritizing the allocation of its resources to those priorities set forth by the Task

Force in the Annual Comprehensive Housing Plan. The Intergovernmental Subcommittee shall determine a process to coordinate resources and funding allocations.

(c) As appropriate, the Illinois Housing Development Authority, in consultation with other members of the Intergovernmental Subcommittee, may coordinate the joint issuance of a Notice of Funding Availability (the "NOFA") notifying potential applicants that funding is available for developments serving certain needs as identified by the Task Force in the Annual Comprehensive Housing Plan. The NOFA will indicate the target number and type of housing units to be constructed, rehabilitated or preserved for the underserved populations identified in Section I of this Order or as otherwise identified by the Task Force in its Annual Comprehensive Housing Plan. The NOFA shall include, but not be limited to:

(1) the funding for acquisition, construction, rehabilitation or preservation costs that may be available for each type of housing;

(2) the funding for operating cost subsidies, including any rental assistance, that may be available for each type of housing;

(3) the funding for supportive services that may be available, if appropriate, for each type of housing;

(4) the eligibility requirements for applicants;

(5) the relevant program guidelines;

(6) the selection criteria and process; and

(7) the conditions that must be met by applicants and selected respondents.

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(d) Recommendations for funding decisions shall be made by the Intergovernmental Subcommittee and then submitted for approval to the respective Intergovernmental Subcommittee member's agency director, secretary or board of directors, with whom ultimate authority for such an allocation of funds exists. Final funding decisions shall be made in accordance with applicable law.

(e) The Intergovernmental Subcommittee will report back to the Task Force on September 1st of each year the Task Force is in existence, identifying their progress in meeting the goals set forth by the Task Force in the Annual Comprehensive Housing Plan. In addition, each agency represented on the Intergovernmental Subcommittee shall report back to the Task Force on September 1st of each year the Task Force is in existence on the results of its resource allocations based upon the Annual Comprehensive Housing Plan and the Illinois Housing Initiative process. The annual report submitted by each agency shall include both those

resources allocated to the Illinois Housing Initiative as well as other resources identified by the Intergovernmental Subcommittee.

IV. IDENTIFICATION OF FUNDS AVAILABLE FOR HOUSING CONSTRUCTION, PRESERVATION, REHABILITATION, OPERATIONS AND SUPPORTIVE SERVICES

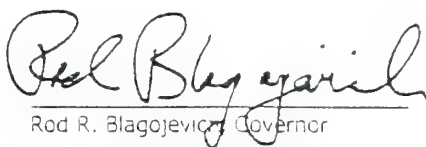
(a) For each year of this Executive Order, the Intergovernmental Subcommittee shall identify the total moneys available through the Initiative for housing construction, rehabilitation, preservation, as well as any operating/rental subsidies and supportive services where necessary. The Intergovernmental Subcommittee shall also report these identified total moneys to the Executive Committee in order to support the creation of the Annual Comprehensive Housing Plan. The funding sources may include, but are not limited to, a portion of the following federal and State funds as are available to the State and are not otherwise committed as of the effective date of this Executive Order:

- (1) State Affordable Housing Trust Fund;
- (2) Federal HOME Program;
- (3) Federal Community Development Block Grant;
- (4) Housing Choice Vouchers;
- (5) Low income housing tax credits;
- (6) Donation tax credits;
- (7) Tax-exempt bond volume cap;
- (8) State general revenue funds;
- (9) Rental assistance programs, housing allowance programs, housing per diem programs, and other similar programs throughout state agencies;
- (10) Federal or other moneys that may become available;
- (11) Private grants, loans, and guarantees from local banks, foundations and businesses, if available and clearly allocated for this purpose;
- (12) Assistance available under the federal Housing Opportunities for Persons with AIDS (HOPWA) program;
- (13) State moneys matched by the federal government through the Medicaid program, state general revenue moneys, or other moneys for grants; and
- (14) Federal or state moneys received by and appropriated to state agencies that can be used for rental or housing assistance for persons in need of affordable supportive housing.

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(b) To the extent possible, the State shall encourage municipalities and other local jurisdictions, including public housing authorities, to construct, rehabilitate and/or preserve housing in their own communities for the underserved populations identified in Section 1 of this Order and to allocate some portion of their federal, State, or local moneys to the Illinois Housing Initiative.

This Order shall take effect immediately upon its adoption.


Rod R. Blagojevich, Governor

Issued by Governor: 9/16/03
Filed with Secretary of State: 9/17/03

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2003-19

EXECUTIVE ORDER TO ESTABLISH AN ILLINOIS HIPAA TASKFORCE

ILLINOIS DOCUMENTS

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WHEREAS, regulations promulgated under the Health Insurance Portability and Accountability Act of 1996 ("HIPAA"), Pub. L. No. 104-191, became effective and enforceable this year;

WHEREAS, HIPAA directly impacts eleven state agencies, including the Department on Aging, the Department of Central Management Services, the Department of Children & Family Services, the Comprehensive Health Insurance Plan, the Department of Corrections, the Department of Human Services, the Department of Public Aid, the Department of Public Health, the Department of Revenue, the Department of Veterans' Affairs, and the Illinois Toll Highway Authority;

WHEREAS, HIPAA impacts many private interests in the healthcare community, including hospitals and health management organizations;

WHEREAS, HIPAA compliance requires analysis of whether Illinois laws are preempted by HIPAA and its corresponding regulations;

WHEREAS, a draft HIPAA preemption analysis was prepared by the State, reflecting the HIPAA regulations and Illinois laws in effect as of March 5, 2003;

WHEREAS, the task of analyzing which Illinois laws are preempted by HIPAA should be reexamined on a bi-annual basis to account for newly enacted state legislation;

WHEREAS, the private and public entities impacted by HIPAA have a mutual interest in formulating and updating a reliable preemption analysis;

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WHEREAS, facilitating communication between public and private entities on HIPAA issues will increase efficiencies in HIPAA compliance by fostering a common understanding and interpretation of complex HIPAA issues.

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Constitution of the State of Illinois, I hereby order the following:

I. CREATION OF HIPAA TASKFORCE

- A. I hereby establish a public/private HIPAA Taskforce (hereinafter "the Taskforce") as an advisory body, reporting to the Governor and his General Counsel.
- B. The Governor shall appoint a Chair to serve as the administrator of the Taskforce. The Chair shall report to the Governor's General Counsel on all activities of the Taskforce.
- C. The Taskforce shall consist of 15 members, including the following:
 - six representatives from state agencies directly impacted by HIPAA;
 - one representative from the Office of the Governor; one representative of an Illinois hospital or hospital association; and one representative of an Illinois health management organization. A representative from the Office of the Illinois Attorney General will also be invited to join the Taskforce. The remaining members shall be knowledgeable about HIPAA issues and/or employed in the healthcare field.

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II. DUTIES OF THE HIPAA TASKFORCE

- A. The Taskforce shall periodically revise, as appropriate, the draft preemption analysis previously prepared by the State based on a review of HIPAA and its corresponding regulations and the laws of the State of Illinois. The preemption analysis document, as periodically revised by the Taskforce, shall serve as an advisory document to assist all state agencies impacted by HIPAA with HIPAA compliance. Updated versions of the preemption analysis shall be made available for public review and comment on the State of Illinois' website.

B. On a bi-annual basis, the Taskforce shall update and revise the preemption analysis based on newly enacted state and federal laws and/or regulations.

C. The Governor or his designee may direct the Taskforce to address additional issues related to HIPAA-compliance.

III. SAVINGS CLAUSE

Nothing in this Executive Order shall be construed to contravene any state or federal law.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

V. EFFECTIVE DATE

This Executive Order shall be in full force and effect upon its filing with the Secretary of State.


Rod R. Blagojevich Governor

Issued by Governor: Dec. 31, 2003

Filed with Secretary of State: Dec. 31, 2003

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2004-1

**EXECUTIVE ORDER ABOLISHING THE WOMEN'S COMMISSION AND
CREATING THE GOVERNOR'S OFFICE OF WOMEN'S AFFAIRS**

WHEREAS, while women have made extraordinary strides in Illinois and throughout the United States toward economic and social equity over the years, barriers to equity continue to exist; and

WHEREAS, it is necessary and desirable to examine the economic, societal and legal barriers that do continue to exist, and to study the best means by which to eliminate them; and

WHEREAS, the work of the Governor's Commission on the Status of Women over the past five years has been invaluable for its thorough statewide outreach to identify the challenges that need to be met in order for women to become economically independent while meeting their families' needs; and

WHEREAS, the Office of Governor not only accomplished, but exceeded many of the Commission's recommendations; and

WHEREAS, the Governor's Commission on the Status of Women has provided the foundation on which to build an office to meet the ever-evolving challenges of health, education, family care, and economic independence on behalf of the women of Illinois;

THEREFORE, I hereby order the following:

- I. CREATION OF THE GOVERNOR'S OFFICE OF WOMEN'S AFFAIRS
 - A. The Governor's Commission on the Status of Women created by Executive Order Number 1 (1997) and Executive Order Number 1 (1999) are hereby abolished.
 - B. There is hereby created within the Governor's Office an Office of Women's Affairs. This office shall be headed by a Director of Women's

Affairs appointed by the Governor and who will report to the Office of the Governor. The Director may appoint necessary staff with the approval of the Office of the Governor.

II. PURPOSE

Building on the accomplishments of the Commission, the purpose of the Governor's Office of Women's Affairs shall include, but is not limited to, the following:

- A. To provide an inter-governmental and public/private "clearinghouse" of initiatives, programs, and legislation to promote health, education, family care, and economic independence on behalf of women,
- B. To maintain a resource pool of agency heads, legislators, and private sector professionals (including former commissioners), serving as volunteers, who can be accessed, based on their expertise, for long and short-term projects, and
- C. To direct and maintain ongoing collaboration between state government and private sector professionals acting as advocates for policies, programs, and initiatives to benefit women's health, education, families, and economic security.

III. POWERS AND DUTIES

The Governor's Office of Women's Affairs shall have the following powers and duties:

- A. Collect and maintain information on programs and initiatives of state agencies and on legislation beneficial to women,
- B. Encourage state agencies to apply a proactive focus on women's issues within respective domains,
- C. Advocate for the passage of crucial pieces of legislation affecting women and their families,
- D. Act as liaison between state agencies to keep them informed of each other's work and to encourage and maintain the sharing of information and resources,
- E. Serve as an information center on government services, private services and resources available to women,

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- F. Maintain a resource pool of committed professional to access for long and short-term advisories on women's issues,
- G. Maintain up-to-date website information and links, and
- H. Develop strategies and opportunities for disseminating information to the public about the purpose and work of the office.

IV. SAVINGS CLAUSE

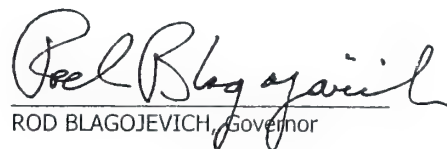
Nothing in this Executive Order shall be construed to contravene any state or federal law.

V. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid in a court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

VI. EFFECTIVE DATE

This Executive Order shall be in full force and effect upon its filing with the Secretary of State.


ROD BLAGOJEVICH, Governor

Issued by Governor: March 31, 2004
Filed with Secretary of State: March 31, 2004

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IN THE OFFICE OF
SECRETARY OF STATE

**EXECUTIVE ORDER TO REORGANIZE AGENCIES BY THE TRANSFER OF
CERTAIN MEDIA RELATIONS FUNCTIONS TO THE DEPARTMENT OF CENTRAL
MANAGEMENT SERVICES**

WHEREAS, Article V, Section 11 of the Illinois Constitution authorizes the Governor to reassign functions or reorganize executive agencies that are directly responsible to him by means of executive order; and

WHEREAS, Section 3.2 of the Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "Reorganization" includes (a) the transfer of the whole or any part of any agency, or of the whole or any part of the functions thereof, to the jurisdiction and control of any other agency, (b) the consolidation or coordination of the whole or any part of any other agency, or of the whole or any part of the functions thereof, with the whole or any part of any other agency or the functions thereof; and

WHEREAS, there are multiple executive agencies directly responsible to the Governor which have rights, powers, duties and responsibilities that involve, in significant part, media relations; and

WHEREAS, streamlining and consolidating the functions of certain of these agencies into a single agency offers the opportunity to eliminate redundancy, simplify the organizational structure of the Executive Branch, improve accessibility and accountability, provide more efficient use of specialized expertise and facilities, reduce administrative support, promote more effective sharing of best practices and state of the art technology and realize significant cost savings, among other things; and

WHEREAS, the foregoing benefits can be achieved by transferring media relations functions of certain agencies directly responsible to the Governor to the Department of Central Management Services.

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Illinois Constitution, I hereby order:

I. TRANSFER

- A. Media relations functions for each agency, office, division, department, bureau, board and commission directly responsible to the Governor shall be consolidated under the jurisdiction of the Department of Central Management Services.
- B. For purposes of this Executive Order, "media relations functions" shall include, but not be limited to, all outreach to and communications with the print, radio and television media, as well as all functions performed by Public Information Officers, in agencies, offices, divisions, departments, bureaus, boards and commissions directly responsible to the Governor.
- C. The functions that are similar to the functions provided by Illinois Information Services in each agency, office, division, department, bureau, board and commission directly responsible to the Governor shall be consolidated under the jurisdiction of the Department of Central Management Services.
- D. For the purpose of this Executive Order, "functions that are similar to the functions provided by Illinois Information Services" include, but are not limited to, any video recording services provided in all agencies, offices, divisions, departments, bureaus, boards and commissions directly responsible to the Governor.

II. EFFECT OF TRANSFER

- A. Personnel who are employed by agencies, offices, divisions, departments, bureaus, boards and commissions and who are assigned media relations functions, including any related administrative staffing assisting in the performance of the functions,

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shall be transferred to the Department of Central Management Services. The Director of Central Management Services, in consultation with agency directors, shall determine where media relations work specific to each agency should be performed. The status and rights of the employees, the State and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension retirement or annuity plan shall not be affected by the Executive Order.

B. Personnel who are employed by agencies, offices, divisions, departments, bureaus, boards and commissions and who are assigned to functions that are similar to the functions provided by Illinois Information Services shall be transferred to the Department of Central Management Services. The Director of Central Management Services, in consultation with agency directors, shall determine where work that is similar to the work provided by Illinois Information Services and specific to each agency should be performed and which related staff shall be transferred to the Department of Central Management Services. The status and rights of the employees, the State and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension retirement or annuity plan shall not be affected by the Executive Order.

C. All books, records, papers, documents, property (real and personal), contracts, unexpended appropriations and pending business pertaining to the functions transferred by this Executive Order to the Department of Central Management Services, including but not limited to material in electronic or magnetic format and necessary electronic equipment and computer hardware and software, shall be delivered to the Department of Central Management Services pursuant to the direction of the Director of the Department of Central Management Services.

D. All unexpended appropriations and balance and other funds available for use in connection with any of the functions transferred in this Executive Order shall be transferred for use by the Department of

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Central Management Services and the unexpended balances so transferred shall be expended only for the purpose for which the appropriation was originally made.

III. SAVINGS CLAUSE

A. The powers, duties, rights and responsibilities related to the functions transferred to the Department of Central Management Services by this Executive Order shall be vested in and shall be exercised by the Department of Central Management Services. Each act done in exercise of such powers, duties, rights and responsibilities shall have the same legal effect as if done by the agencies, offices, divisions, departments, bureaus, boards and commissions from which they were transferred.

B. Every person or corporation shall be subject to the same obligations and duties and any penalties, civil or criminal, arising therefrom, and shall have the same rights arising from the exercise of such powers, duties, rights and responsibilities as had been exercised by the agencies, offices, divisions, departments, bureaus, boards and commissions from which they were transferred.

C. Every officer of the Department of Central Management Services shall, for every offense, be subject to the same penalty or penalties, civil or criminal, as are prescribed by existing law for the same offense by any officer whose powers or duties were transferred under this Executive Order.

D. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person in regards to the functions transferred to or upon the agencies, offices, divisions, departments, bureaus, boards and commissions from which the functions were transferred, the same shall be made, given, furnished or served in the same manner to or upon the Department of Central Management Services.

E. This Executive Order shall not affect any act done, ratified or canceled or any right occurring or established or any action or proceeding had or commenced in an administrative, civil or criminal cause regarding

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the functions transferred, but such proceedings may be continued by the Department of Central Management Services.

F. Any rules of the agencies, offices, divisions, departments, bureaus, boards and commissions that relate to the functions that were transferred, are in full force on the effective date of this Executive Order and have been duly adopted by the agencies, offices, divisions, departments, bureaus, boards and commissions shall become the rules of the Department of Central Management Services for those functions. This Executive Order shall not affect the legality of any such rules in the Illinois Administrative Code. Any proposed rules filed with the Secretary of State by the agencies, offices, divisions, departments, bureaus, boards and commissions that are pending in the rulemaking process on the effective date of this Executive Order and pertain to the functions transferred, shall be deemed to have been filed by the Department of Central Management Services. As soon as practicable hereafter, the Department of Central Management Services shall revise and clarify the rules transferred to it under this Executive Order to reflect the reorganization of rights, power and duties effected by this Order, using the procedures for recodification of rules available under the Illinois Administrative Procedures Act, except that existing title, part, and section numbering for the affected rules may be retained. The Department of Central Management Services may propose and adopt under the Illinois Administrative Procedures Act such other rules of the agencies, offices, divisions, departments, bureaus, boards and commissions that will now be administered by the Department of Central Management Services.

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IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

V. EFFECTIVE DATE

This Executive Order shall become effective upon its filing with the
Secretary of State.



ROD R. BLAGOJEVICH
Governor

Issued by Governor: March 31, 2004

Filed with Secretary of State: Apr. 1, 2004

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IN THE OFFICE OF
SECRETARY OF STATE

**EXECUTIVE ORDER TO REORGANIZE AGENCIES BY THE TRANSFER OF
CERTAIN PROGRAMS OF THE DEPARTMENT OF COMMERCE AND ECONOMIC
OPPORTUNITY AND THE DEPARTMENT OF REVENUE TO THE DEPARTMENT OF
PUBLIC AID AND THE DEPARTMENT ON AGING**

WHEREAS, Article V, Section 11 of the Illinois Constitution authorizes the Governor to reassign functions or reorganize executive agencies that are directly responsible to him by means of executive order; and

WHEREAS, Section 3.2 of the Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "Reorganization" includes, in pertinent part (a) the transfer of the whole or any part of any agency, or of the whole or any part of the functions thereof, to the jurisdiction and control of any other agency, and (b) the consolidation or coordination of the whole or any part of any other agency, or of the whole or any part of the functions thereof, with the whole or any part of any other agency or the functions thereof; and

WHEREAS, the Department of Commerce and Economic Opportunity, the Department of Revenue, the Department of Public Aid and the Department on Aging are executive agencies directly responsible to the Governor which exercise the rights, powers, duties and responsibilities derived from 20 ILCS 605 et seq., 20 ILCS 2505 et seq., 20 ILCS 2205 et seq. and 20 ILCS 105 et seq., respectively; and

WHEREAS, streamlining and consolidating certain programs of some of these agencies into other agencies offers the opportunity to eliminate redundancy, simplify the organizational structure of the Executive Branch, improve accessibility and accountability, provide more efficient use of specialized expertise and facilities, realize

savings in administrative costs, promote more effective sharing of best practices and state of the art technology and realize other cost savings, among other things; and

WHEREAS, the Department of Commerce and Economic Opportunity administers a comprehensive low income energy assistance program ("LIHEAP") and the Illinois Home Weatherization Assistance program (collectively, with LIHEAP, "LIHEAP/Weatherization") which incorporate income assistance, home weatherization, and other measures to ensure that Illinois residents have access to affordable energy services; and

WHEREAS, the Illinois Department of Revenue administers the Circuit Breaker and Pharmaceutical Assistance Programs (the "Circuit Breaker/Pharmaceutical Programs") that provide grants and prescription medicines to senior citizens and disabled adults; and

WHEREAS, the aforementioned benefits of consolidation can be achieved by transferring (i) LIHEAP/Weatherization from the Department of Commerce and Economic Opportunity to the Department of Public Aid, and (ii) the Circuit Breaker/Pharmaceutical Programs from the Department of Revenue to the Department of Public Aid and the Department on Aging; and

WHEREAS, for purposes of this Executive Order, LIHEAP/Weatherization and the Circuit Breaker/Pharmaceutical Programs are sometimes referred to collectively as the "Programs," the Department of Commerce and Economic Opportunity and the Department of Revenue are sometimes referred to collectively as the "Transferring Agencies," and the Department of Public Aid and the Department on Aging are sometimes referred to collectively as the "Receiving Agencies"; and

WHEREAS, the specific functions, as well as the staff performing those functions, of the LIHEAP/Weatherization Programs shall be transferred to the Department of Public Aid by way of an interagency agreement between the Department of Commerce and Economic Opportunity and the Department of Public Aid (the "LIHEAP/Weatherization Interagency Agreement") in accordance with the objectives of 20 ILCS 605/1 et seq. and this Executive Order; and

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WHEREAS, the specific functions, as well as the staff performing those functions, of the Circuit Breaker/Pharmaceutical Programs shall be transferred to the Receiving Agencies by way of an interagency agreement between the Department of Revenue and the Receiving Agencies (the "Circuit Breaker/Pharmaceutical Programs Interagency Agreement") in accordance with the objectives of 320 ILCS 25/1 et seq. and this Executive Order.

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Illinois Constitution, I hereby order:

I. TRANSFER

A. Effective July 1, 2004 or as soon thereafter as practicable, the powers, duties, rights and responsibilities related to (i) LIHEAP/Weatherization shall be transferred from the Department of Commerce and Economic Opportunity to the Department of Public Aid pursuant to the LIHEAP/Weatherization Interagency Agreement, and (ii) the Circuit Breaker/Pharmaceutical Programs shall be transferred from the Department of Revenue to the Department of Public Aid and the Department on Aging pursuant to the Circuit Breaker/Pharmaceutical Programs Interagency Agreement. The statutory powers, duties, rights and responsibilities of the Transferring Agencies associated with these Programs derive from 20 ILCS 605 et seq., 20 ILCS 605/605 et seq., 20 ILCS 625 et seq., 220 ILCS 5/8-206, 305 ILCS 20 et seq. and 305 ILCS 22/1 et seq. for LIHEAP/Weatherization and 35 ILCS 515/7, 35 ILCS 200/20-15, 220 ILCS 10/9, 305 ILCS 5/3-1, 320 ILCS 25/1 et seq., 320 ILCS 50/1 et seq., 320 ILCS 50/20, 320 ILCS 55/1 et seq. and 320 ILCS 55/5 for the Circuit Breaker/Pharmaceutical Programs.

B. Whenever any provision of an Executive Order or any Act or section thereof transferred by this Executive Order provides for membership of the Director of either of the Transferring Agencies on any council, commission, board or other entity relating to the Programs, the Director of the appropriate Receiving Agency or their designee(s) shall serve in that place. If more than one such person is required by law to serve on

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any council, commission, board or other entity, an equivalent number of representatives of the Receiving Agency shall so serve.

II. EFFECT OF TRANSFER

The powers, duties, rights and responsibilities vested in the Programs shall not be affected by this Executive Order, except that all management and staff support or other resources necessary to the operations of the Programs shall be provided by the Receiving Agencies.

A. The status and rights of employees in the Transferring Agencies engaged in the performance of the functions of the Programs shall not be affected by the transfer. The rights of the employees, the State of Illinois and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension, retirement or annuity plan shall not be affected by this Executive Order. Personnel under the Transferring Agencies affected by this Executive Order shall continue their service within the Receiving Agencies.

B. All books, records, papers, documents, property (real and personal), contracts, and pending business pertaining to the powers, duties, rights and responsibilities related to the Programs and transferred by this Executive Order from the Transferring Agencies to the Receiving Agencies, including but not limited to material in electronic or magnetic format and necessary computer hardware and software, shall be delivered to the Receiving Agencies; provided, however, that the delivery of such information shall not violate any applicable confidentiality constraints.

C. All unexpended appropriations and balances and other funds available for use in connection with any of the Programs shall be transferred for use by the Receiving Agencies for the Programs pursuant to the direction of the Governor. Unexpended balances so transferred shall be expended only for the purpose for which the appropriation was originally made.

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III. SAVINGS CLAUSE

A. The powers, duties, rights and responsibilities related to the Programs and transferred from the Transferring Agencies by this Executive Order shall be vested in and shall be exercised by the Receiving Agencies. Each act done in exercise of such powers, duties, rights and responsibilities shall have the same legal effect as if done by the Transferring Agencies or their divisions, officers or employees.

B. Every person or entity shall be subject to the same obligations and duties and any penalties, civil or criminal, arising therefrom, and shall have the same rights arising from the exercise of such powers, duties, rights and responsibilities as had been exercised by the Transferring Agencies or their divisions, officers or employees.

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Every officer of the Receiving Agencies shall, for any offense, be subject to the same penalty or penalties, civil or criminal, as are prescribed by existing law for the same offense by any officer whose powers or duties were transferred under this Executive Order.

D. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person to or upon the Transferring Agencies in connection with any of the functions of the Programs transferred by this Executive Order, the same shall be made, given, furnished or served in the same manner to or upon the Receiving Agencies.

E. This Executive Order shall not affect any act done, ratified or canceled or any right occurring or established or any action or proceeding had or commenced in an administrative, civil or criminal cause regarding the Programs before this Executive Order takes effect; such actions or proceedings may be prosecuted and continued by the Receiving Agencies.

F. Any rules of the Transferring Agencies that relate to the Programs, are in full force on the effective date of this Executive Order and have been duly adopted by the Transferring Agencies shall become the rules of the

Receiving Agencies for the Programs. This Executive Order shall not affect the legality of any such rules in the Illinois Administrative Code. Any proposed rulings filed with the Secretary of State by the Transferring Agencies that are pending in the rulemaking process on the effective date of this Executive Order and pertain to the functions transferred, shall be deemed to have been filed by the Receiving Agencies. As soon as practicable hereafter, the Receiving Agencies shall revise and clarify the rules transferred to them under this Executive Order to reflect the reorganization of rights, powers and duties affected by this Order, using the procedures for recodification of rules available under the Illinois Administrative Procedures Act, except that existing title, part, and section numbering for the affected rules may be retained. The Receiving Agencies may propose and adopt under the Illinois Administrative Act such other rules of the reorganized agencies that will now be administered by the Receiving Agencies.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.


Rod R. Blagojevich, Governor

Issued by Governor: March 31, 2004
Filed with Secretary of State: April 1, 2004

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IN THE OFFICE OF
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**EXECUTIVE ORDER TO REORGANIZE AGENCIES BY THE TRANSFER OF
CERTAIN FUNCTIONS OF THE DEPARTMENT OF CENTRAL MANAGEMENT
SERVICES TO THE DEPARTMENT OF STATE POLICE**

WHEREAS, Article V, Section 11 of the Illinois Constitution authorizes the Governor to reassign functions or reorganize executive agencies that are directly responsible to him by means of executive order; and

WHEREAS, Section 3.2 of the Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "Reorganization" includes, in pertinent part (a) the transfer of the whole or any part of any agency, or of the whole or any part of the functions thereof, to the jurisdiction and control of any other agency, and (b) the consolidation or coordination of the whole or any part of any other agency, or of the whole or any part of the functions thereof, with the whole or any part of any other agency or the functions thereof; and

WHEREAS, the Department of Central Management Services and the Department of State Police are executive agencies directly responsible to the Governor which exercise the rights, powers, duties and responsibilities derived from 20 ILCS 405 et seq. and 20 ILCS 2605 et seq., respectively; and

WHEREAS, streamlining and consolidating the functions of certain of these agencies into a single agency offers the opportunity to eliminate redundancy, simplify the organizational structure of the Executive Branch, improve accessibility and accountability, provide more efficient use of specialized expertise and facilities, realize savings in administrative costs, promote more effective sharing of best practices and state of the art technology and realize other cost savings, among other things; and

WHEREAS, the foregoing benefits can be achieved by transferring the law enforcement and security functions (the "Functions") of the Department of Central Management Services (the "Transferring Agency") to the Department of State Police (the "Receiving Agency").

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Illinois Constitution, I hereby order:

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I. TRANSFER

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Effective July 1, 2004, the powers, duties, rights and responsibilities related to the Functions shall be transferred from the Transferring Agency to the Receiving Agency. The statutory powers, duties, rights and responsibilities of the Transferring Agency associated with these Functions derive from 20 ILCS 405/405-315.

II. EFFECT OF TRANSFER

The powers, duties, rights and responsibilities related to the Functions shall not be affected by this Executive Order, except that all management and staff support or other necessary resources related to the Functions shall be provided by the Receiving Agency.

- A. The staff of the Transferring Agency engaged in the performance of the Functions shall be transferred to the Receiving Agency. The status and rights of employees in the Transferring Agency engaged in the performance of the Functions shall not be affected by the transfer. The rights of the employees, the State of Illinois and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension, retirement or annuity plan shall not be affected by this Executive Order. Personnel under the Transferring Agency affected by this Executive Order shall continue their service within the Receiving Agency.
- B. All books, records, papers, documents, property (real and personal), contracts, and pending business pertaining to the powers, duties, rights and responsibilities related to the Functions and transferred by this Executive Order from the Transferring Agency to the Receiving Agency,

including but not limited to material in electronic or magnetic format and necessary computer hardware and software, shall be delivered to the Receiving Agency.

- C. All unexpended appropriations and balances and other funds available for use in connection with any of the Functions shall be transferred for use by the Receiving Agency for the Functions pursuant to the direction of the Governor. Unexpended balances so transferred shall be expended only for the purpose for which the appropriation was originally made.

III. SAVINGS CLAUSE

- A. The powers, duties, rights and responsibilities related to the Functions and transferred from the Transferring Agency by this Executive Order shall be vested in and shall be exercised by the Receiving Agency. Each act done in exercise of such powers, duties, rights and responsibilities shall have the same legal effect as if done by the Transferring Agency or their divisions, officers or employees.
- B. Every person or entity shall be subject to the same obligations and duties and any penalties, civil or criminal, arising therefrom, and shall have the same rights arising from the exercise of such powers, duties, rights and responsibilities as had been exercised by the Transferring Agency or its divisions, officers or employees.
- C. Every officer of the Receiving Agency shall, for any offense, be subject to the same penalty or penalties, civil or criminal, as are prescribed by existing law for the same offense by any officer whose powers or duties were transferred under this Executive Order.
- D. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person to or upon the Transferring Agency in connection with the Functions transferred by this Executive Order, the same shall be made, given, furnished or served in the same manner to or upon the Receiving Agency.

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E. This Executive Order shall not affect any act done, ratified or canceled or any right occurring or established or any action or proceeding had or commenced in an administrative, civil or criminal cause regarding the Transferring Agency before this Executive Order takes effect; such actions or proceedings may be prosecuted and continued by the Receiving Agency.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.



Rod R. Blagojevich, Governor

Issued by Governor: March 31, 2004
Filed with Secretary of State: April 1, 2004

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**EXECUTIVE ORDER TO TRANSFER CERTAIN ADMINISTRATIVE AND SUPPORT
FUNCTIONS OF THE ILLINOIS BUILDING COMMISSION TO THE CAPITAL
DEVELOPMENT BOARD**

WHEREAS, Article V, Section 11 of the Illinois Constitution authorizes the Governor to reassign functions or reorganize executive agencies that are directly responsible to him by means of executive order; and

WHEREAS, Section 3.2 of the Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "Reorganization" includes, in pertinent part (a) the transfer of the whole or any part of any agency, or of the whole or any part of the functions thereof, to the jurisdiction and control of any other agency, and (b) the consolidation or coordination of the whole or any part of any other agency, or of the whole or any part of the functions thereof, with the whole or any part of any other agency or the functions thereof; and

WHEREAS, the Capital Development Board and the Illinois Building Commission are executive agencies directly responsible to the Governor which exercise the rights, powers, duties and responsibilities derived from 20 ILCS 3105 et seq. and 20 ILCS 3918 et seq., respectively; and

WHEREAS, streamlining and consolidating some of the administrative and support functions of these agencies into a single agency offers the opportunity to eliminate redundancy, simplify the organizational structure of the Executive Branch, improve accessibility and accountability, provide more efficient use of specialized expertise and facilities, realize savings in administrative costs, promote more effective sharing of best practices and state of the art technology and realize other cost savings, among other things; and

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WHEREAS, the Illinois Building Commission (i) serves as a forum to suggest resolution of conflicts between State agencies, or between a State agency and another entity that consents to the resolution forum, concerning State building requirements, and (ii) reviews proposed State building requirement amendments and proposed legislation for conflicts with current State law or building requirements and makes recommendations concerning those amendments or laws to the proper authorities; and

WHEREAS, the aforementioned benefits can be achieved by transferring some of the administrative and support functions, including information technology, clerical, accounting, human resources and office space (the "Functions") of the Illinois Building Commission (the "Transferring Agency") to the Capital Development Board (the "Receiving Agency"); and

WHEREAS, the consolidation and streamlining of the Functions of the Transferring Agency to the Receiving Agency shall not impede, disrupt or impair in any fashion the independent and conflict resolution responsibilities and duties of the Transferring Agency as contemplated in 20 ILCS 3918 et seq.

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Illinois Constitution, I hereby order:

I. TRANSFER

Effective July 1, 2004, the powers, duties, rights and responsibilities related to the Functions of the Transferring Agency shall be transferred to the Receiving Agency. The statutory powers, duties, rights and responsibilities of the Transferring Agency associated with these Functions derive from 20 ILCS 3918 et seq.

II. EFFECT OF TRANSFER

The powers, duties, rights and responsibilities other than the Functions vested in the Transferring Agency shall not be affected by this Executive Order, including the Transferring Agency's ability to serve as an independent forum to suggest resolution of conflicts between State agencies, or between a State agency and another entity that consents to the resolution forum, concerning State building requirements, except that the Functions necessary to the operation of the Transferring Agency shall be provided by the Receiving Agency.

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A. The staff of the Transferring Agency engaged in the performance of the Functions shall be transferred to the Receiving Agency. The status and rights of such employees under the Personnel Code shall not be affected by the transfer. The rights of the employees, the State and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension, retirement or annuity plan shall not be affected by this Executive Order. Personnel under the Transferring Agency affected by this Executive Order shall continue their service within the Receiving Agency.

B. All books, records, papers, documents, property (real and personal), contracts, and pending business pertaining to the powers, duties, rights and responsibilities transferred by this Executive Order from the Transferring Agency to the Receiving Agency, including but not limited to material in electronic or magnetic format and necessary computer hardware and software, shall be delivered to the Receiving Agency.

C. All unexpended appropriations and balances and other funds available for use in connection with any of the Functions shall be transferred for use by the Receiving Agency for the Functions pursuant to the direction of the Governor. Unexpended balances so transferred shall be expended only for the purpose for which the appropriation was originally made.

III. SAVINGS CLAUSE

A. The powers, duties, rights and responsibilities related to the Functions and transferred from the Transferring Agency by this Executive Order shall be vested in and shall be exercised by the Receiving Agency. Each act done in exercise of such powers, duties, rights and responsibilities shall have the same legal effect as if done by the Transferring Agency or its divisions, officers or employees.

B. Every person or entity shall be subject to the same obligations and duties and any penalties, civil or criminal, arising therefrom, and shall have the same rights arising from the exercise of such powers, duties, rights and

responsibilities as had been exercised by the Transferring Agency or its divisions, officers or employees.

C. Every officer of the Receiving Agency shall, for any offense, be subject to the same penalty or penalties, civil or criminal, as are prescribed by existing law for the same offense by any officer whose powers or duties were transferred under this Executive Order.

D. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person to or upon the Transferring Agency in connection with any of the Functions transferred by this Executive Order, the same shall be made, given, furnished or served in the same manner to or upon the Receiving Agency.

E. This Executive Order shall not affect any act done, ratified or canceled or any right occurring or established or any action or proceeding had or commenced in an administrative, civil or criminal cause regarding the Functions of the Transferring Agency before this Executive Order takes effect; such actions or proceedings may be prosecuted and continued by the Receiving Agency.

F. Any rules of the Transferring Agency that relate to the Functions, are in full force on the effective date of this Executive Order and have been duly adopted by the Transferring Agency shall become the rules of the Receiving Agency for the Functions. This Executive Order shall not affect the legality of any such rules in the Illinois Administrative Code. Any proposed rulings filed with the Secretary of State by the Transferring Agency that are pending in the rulemaking process on the effective date of this Executive Order and pertain to the Functions transferred, shall be deemed to have been filed by the Receiving Agency. As soon as practicable hereafter, the Receiving Agency shall revise and clarify the rules transferred to it under this Executive Order to reflect the reorganization of rights, powers and duties affected by this Order, using the procedures for recodification of rules available under the Illinois Administrative Procedures Act, except that existing title, part, and section numbering for the affected rules may be retained. The Receiving Agency

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may propose and adopt under the Illinois Administrative Act such other rules of the reorganized agencies that will now be administered by the Receiving Agency.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.


Rod R. Blagojevich, Governor

Issued by Governor: March 31, 2004
Filed with Secretary of State: April 1, 2004

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IN THE OFFICE OF
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**EXECUTIVE ORDER TO REORGANIZE AGENCIES BY THE TRANSFER OF
FUNCTIONS OF THE DEPARTMENT OF FINANCIAL INSTITUTIONS, THE
DEPARTMENT OF INSURANCE, THE DEPARTMENT OF PROFESSIONAL
REGULATION AND THE OFFICE OF BANKS AND REAL ESTATE INTO THE
NEWLY CREATED DEPARTMENT OF FINANCIAL AND PROFESSIONAL
REGULATION**

WHEREAS, Article V, Section 11 of the Illinois Constitution authorizes the Governor to reassign functions or reorganize executive agencies that are directly responsible to him by means of executive order; and

WHEREAS, Section 3.2 of the Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "Reorganization" includes, in pertinent part, (a) the transfer of the whole or any part of any agency, or of the whole or any part of the functions thereof, to the jurisdiction and control of any other agency, (b) the abolition of the whole or any part of any agency which does not have, or upon the taking effect of such reorganization will not have, any functions, and (c) the establishment of a new agency to perform all or any part of the functions of an existing agency or agencies; and

WHEREAS, the Department of Financial Institutions, the Department of Insurance, the Department of Professional Regulation and the Office of Banks and Real Estate are executive agencies directly responsible to the Governor which exercise the rights, powers, duties and responsibilities derived from 20 ILCS 1205 et seq., 20 ILCS 1405 et seq., 20 ILCS 2105 et seq. and 20 ILCS 3205 et seq., respectively; and

WHEREAS, substantial benefits can be achieved by the transfer of all functions (the "Functions"), respectively, of the Department of Financial Institutions, the Department of Insurance, the Department of Professional Regulation and the Office of Banks and Real Estate (the "Consolidating Agencies") into a newly created Department of Financial and Professional Regulation (the "New Agency") and the subsequent corresponding abolition of the Consolidating Agencies; and

WHEREAS, consolidating the powers, duties, rights, responsibilities and Functions of the Consolidating Agencies into the New Agency provides for opportunities to increase operational efficiency and effectiveness, eliminate redundancies in functions and costs, increase accessibility by consumers and industry, increase accountability, simplify the organizational structure of the Executive Branch, increase leverage of specialized expertise, facilities and technology, promote a more effective sharing of best practices and realize significant economies of scale, among other things; and

WHEREAS, the transfer of the Functions of the Consolidating Agencies into the New Agency shall not impede, disrupt or impair in any fashion any council, commission, board or other entity previously established and operating under any of the Consolidating Agencies.

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Illinois Constitution, I hereby order:

I. CREATION OF NEW DEPARTMENT

- A. Effective July 1, 2004, the New Agency shall be created and known as the "Department of Financial and Professional Regulation."
- B. The New Agency shall have an officer as its lead known as the Secretary who shall be responsible for all agency Functions. Appointment to this office shall be made by the Governor, by and with the advice and confirmation of the Senate. Vacancies in the office of the Secretary shall be filled pursuant to 20 ILCS 5/5-605. The Secretary of the New Agency shall receive an annual salary as set by the Governor from time to time or as set by the Compensation Review Board, as the case may be.
- C. The New Agency shall also have four Directors who will oversee the respective Functions of the Consolidating Agencies within the New Agency and report to the Secretary, as well as such other assistants and deputies as may be appropriate for the efficient operation of the New Agency. None of the four Directors, nor any such assistants or deputies, shall be state officers subject to Senate confirmation.

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II. TRANSFER OF FUNCTIONS

- A. Effective July 1, 2004, the Functions and all associated powers, duties, rights and responsibilities of the Consolidating Agencies shall be transferred to the New Agency. The statutory powers, duties, rights and responsibilities of the Consolidating Agencies associated with these Functions derive from the statutes listed in the attached Appendix.
- B. Whenever any provision of an Executive Order or any Act or section thereof transferred by this Executive Order provides for membership of the Director or Commissioner of any of the Consolidating Agencies on any council, commission, board or other entity, the Secretary or, at the Governor's discretion, the appropriate Director of the New Agency, or their designee(s), shall serve in that place. If more than one such person is required by law to serve on any council, commission, board or other entity, an equivalent number of representatives of the New Agency shall so serve.

III. ABOLITION OF CONSOLIDATING AGENCIES

The Consolidating Agencies listed in this Part III shall be abolished effective July 1, 2004. The rights, powers and duties associated with the Functions vested by law in these Consolidating Agencies, or any office, division, council, committee, bureau, board, commission, officer, employee, or associated individual, person or entity, and all rights, powers and duties of the Consolidating Agencies related to the Functions, including funding mechanisms, shall be transferred to the New Agency in accordance with Part II of this Executive Order:

- A. Department of Financial Institutions (20 ILCS 1205 et seq.)
- B. Department of Insurance (20 ILCS 1405 et seq.)
- C. Department of Professional Regulation (20 ILCS 2105 et seq.)
- D. Office of Banks and Real Estate (20 ILCS 3205 et seq.)

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IV. EFFECT OF TRANSFER

The powers, duties, rights and responsibilities related to the Functions and transferred by the Consolidating Agencies to the New Agency shall not be affected by this Executive Order, except that they shall all be carried out by the New Agency from the effective date of the transfers.

A. The staffs of the Consolidating Agencies engaged in the performance of the Functions shall be transferred to the New Agency. The status and rights of such employees under the Personnel Code shall not be affected by the transfers. The rights of the employees, the State of Illinois and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension, retirement or annuity plan shall not be affected by this Executive Order.

B. All books, records, papers, documents, property (real and personal), contracts, and pending business pertaining to the powers, duties, rights and responsibilities transferred by this Executive Order from the Consolidating Agencies to the New Agency, including but not limited to material in electronic or magnetic format and necessary computer hardware and software, shall be delivered to the New Agency.

C. All unexpended appropriations and balances and other funds available for use in connection with any of the Functions shall be transferred for use by the New Agency for the Functions pursuant to the direction of the Governor. Unexpended balances so transferred shall be expended only for the purpose for which the appropriations were originally made.

V. SAVINGS CLAUSE

A. The powers, duties, rights and responsibilities related to the Functions and transferred from the Consolidating Agencies by this Executive Order shall be vested in and shall be exercised by the New Agency. Each act done in exercise of such powers, duties, rights and responsibilities shall have the same legal effect as if done by any of the Consolidating Agencies or their divisions, officers or employees.

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- B. Every officer of the New Agency shall, for any offense, be subject to the same penalty or penalties, civil or criminal, as are prescribed by existing law for the same offense by any officer whose powers or duties were transferred under this Executive Order.
- C. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person to or upon any of the Consolidating Agencies in connection with any of the Functions transferred by this Executive Order, the same shall be made, given, furnished or served in the same manner to or upon the New Agency.
- D. This Executive Order shall not affect any act done, ratified or canceled or any right occurring or established or any action or proceeding had or commenced in an administrative, civil or criminal cause regarding the Functions of any of the Consolidating Agencies before this Executive Order takes effect; such actions or proceedings may be prosecuted and continued by the New Agency.
- E. Any rules of the Consolidating Agencies that relate to the Functions, are in full force on the effective date of this Executive Order and that have been duly adopted by the Consolidating Agencies shall become the rules of the New Agency. This Executive Order shall not affect the legality of any such rules in the Illinois Administrative Code. Any proposed rules filed with the Secretary of State by the Consolidating Agencies that are pending in the rulemaking process on the effective date of this Executive Order and pertain to the Functions transferred, shall be deemed to have been filed by the New Agency. As soon as practicable hereafter, the New Agency shall revise and clarify the rules transferred to it under this Executive Order to reflect the reorganization of rights, powers and duties affected by this Order, using the procedures for recodification of rules available under the Illinois Administrative Procedures Act, except that existing title, part, and section numbering for the affected rules may be retained. The New Agency, consistent with the Consolidating Agencies' authority to do so, may propose and adopt under the Illinois Administrative Procedures Act such other rules of the Consolidating

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Agencies that will now be administered by the New Agency. To the extent that, prior to the effective date of the transfers, the Director or Commissioner of a Consolidating Agency had been empowered to prescribe regulations or had other rulemaking authority with respect to transferred Functions, such duties shall be exercised from and after the effective date of the transfers jointly by the Secretary and the Director responsible for the oversight of those respective Functions.

VI. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.


Rod R. Blagojevich, Governor

Issued by Governor: March 31, 2004
Filed with Secretary of State: April 1, 2004

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Appendix

Department of Financial Institution statutes affected by the Reorganization:

Financial Institutions Code, 20 ILCS 1205/1 et seq.
Illinois Credit Union Act, 205 ILCS 305/1 et seq.
Currency Exchange Act, 205 ILCS 405/0.1 et seq.
Transmitters of Money Act, 205 ILCS 657/1 et seq.
Sales Finance Agency Act, 205 ILCS 660/1 et seq.
Debt Management Service Act, 205 ILCS 665 et seq.
Consumer Installment Loan Act, 205 ILCS 670/1 et seq.
Title Insurance Act, 215 ILCS 155/1 et seq.
Development Credit Corporations Act, 815 ILCS 35/1 et seq.
Safety Deposit Box Act, 240 ILCS 5/0.01 et seq.
Motor Vehicle Retail Installment Sales Act, 815 ILCS 375/1 et seq.
Retail Installment Sales Act, 815 ILCS 405/1 et seq.
Interest Act, 815 ILCS 205/11
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Department of Insurance statutes affected by the Reorganization:

Department of Insurance Law, 20 ILCS 1405 et seq.
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Small Employer Health Insurance Rating Act, 215 ILCS 93/1 to 215 ILCS 93/40
Small Employer Rating, Renewability and Portability Health Insurance Act, 215 ILCS 95/1 to 215 ILCS 95/55 [Repealed]
Illinois Health Insurance Portability and Accountability Act, 215 ILCS 97/1 to 215 ILCS 97/99
Reinsurance Intermediary Act, 215 ILCS 100/1 to 215 ILCS 100/60
Comprehensive Health Insurance Plan Act, 215 ILCS 105/1 to 215 ILCS 105/15
Children's Health Insurance Program, 215 ILCS 106/1 to 215 ILCS 106/99 [Repealed effective July 1, 2004]
Producer Controlled Insurer Act, 215 ILCS 107/1 to 215 ILCS 107/99
Dental Care Patient Protection Act, 215 ILCS 109/1 to 215 ILCS 109/85
Dental Service Plan Act, 215 ILCS 110/1 to 215 ILCS 110/47
Employee Leasing Company Act, 215 ILCS 113/1 to 215 ILCS 113/99
Employees Dental Freedom of Choice Act, 215 ILCS 115/1 to 215 ILCS 115/4
Farm Mutual Insurance Company Act of 1986, 215 ILCS 120/1 to 215 ILCS 120/17
Health Care Purchasing Group Act, 215 ILCS 123/1 to 215 ILCS 123/75
Health Maintenance Organization Act, 215 ILCS 125/1-1 to 215 ILCS 125/6-19
Limited Health Service Organization Act, 215 ILCS 130/1001 to 215 ILCS 130/4009
Managed Care Reform and Patient Rights Act, 215 ILCS 134/1 to 215 ILCS 134/299
Pharmaceutical Service Plan Act, 215 ILCS 135/1 to 215 ILCS 135/46.1 [Repealed]
Uniform Prescription Drug Information Card Act, 215 ILCS 138/1 to 215 ILCS 139/99
Product Liability Insurance Act, 215 ILCS 140/0.01, 215 ILCS 140/1 [Repealed]
Property Fire Loss Act, 215 ILCS 145/0.1, 215 ILCS 145/1
Religious and Charitable Risk Pooling Trust Act, 215 ILCS 150/1 to 215 ILCS 150/28
Service Contract Act, 215 ILCS 152/1 to 215 ILCS 152/99
Title Insurance Act, 215 ILCS 155/1 to 215 ILCS 155/25
Viatical Settlements Act, 215 ILCS 158/1 to 215 ILCS 158/99
Vision Service Plan Act, 215 ILCS 160/1 to 215 ILCS 160/32 [Repealed]
Voluntary Health Services Plans Act, 215 ILCS 165/1 to 215 ILCS 165/30
Intergovernmental Cooperation Act, 5 ILCS 220/1 to 5 ILCS 220/16
State Employees Group Insurance Act of 1971, 5 ILCS 375/1 to 5 ILCS 375/17
Civil Administrative Code of Illinois (Part 11.5), 20 ILCS 1405/56.3, 20 ILCS 1405/1405-1 to 20 ILCS 1405/1405-30
Military Code of Illinois, 20 ILCS 1805/30.20
State Fire Marshall Act, 20 ILCS 2905/0.01 to 20 ILCS 2905/3
Experimental Organ Transplantation Procedures Act, 20 ILCS 3935/1 to 20 ILCS 3935/5
Illinois Municipal Code, Art. 11, Corporate Powers and Functions (Public Health, Safety and Welfare), 65 ILCS 5/11-10-1 to 65 ILCS 5/11-10-3, 65 ILCS 5/11-152-1 to 65 ILCS 5/11-152-4.
Asbestos Abatement Act, 105 ILCS 105/1 to 105 ILCS 105/16

Illinois Banking Act, 205 ILCS 5/5, 205 ILCS 5/48.2
 Illinois Savings and Loan Act of 1985
 Art. 1 General Provisions, 205 ILCS 105/1-6, 205 ILCS 105/1-11
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 Art. IX Miscellaneous Provisions, Fiduciary Advisory Committee, 205 ILCS 620/9-1 to 205 ILCS 620/9-6
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 Elevator Safety and Regulation Act, 225 ILCS 312/100
 Fire Sprinkler Contractor Licensing Act, 225 ILCS 317/1 to 225 ILCS 317/999
 Petroleum Equipment Contractors Licensing Act, 225 ILCS 729/35
 Senior Pharmaceutical Assistance Act, 320 ILCS 50/1 to 320 ILCS 50/99
 Medical Patient Rights Act, 410 ILCS 50/0.01 to 410 ILCS 50/99
 Hearing Screening for Newborns Act, 410 ILCS 213/1 to 410 ILCS 213/99
 Fire Investigation Act, 425 ILCS 25/0.01 to 425 ILCS 25/13.1
 Carnival and Amusement Rides Safety Act, 430 ILCS 85/2-14
 Illinois Vehicle Code
 Ch. 3 Certificates of Title and Registration of Vehicles, 625 ILCS 5/3-100 to 625 ILCS 5/3-2006
 Ch. 7 Illinois Safety and Family Financial Responsibility Law, 625 ILCS 5/7-100 to 625 ILCS 5/7-708
 Ch. 8 Motor Vehicles Used for Transportation of Passengers, 625 ILCS 5/8-101 to 625 ILCS 5/8-116
 Ch. 9 Owners of For-Rent Vehicles for Hire, 625 ILCS 5/9-101 to 625 ILCS 5/9-110
 Ch. 18a Illinois Commercial Relocation of Trespassing Vehicles Law, 625 ILCS 5/18a-301
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 Art. V Operation of Motor Boats, 625 ILCS 45/5-1 to 625 ILCS 45/5-21
 Criminal Code of 1961
 Art. 46 Insurance Fraud, Fraud on the Government, and Related Offenses, 720 ILCS 5/46-1 to 720 ILCS 5/46-5
 Criminal Juris Prudence Act (insurance law violation), 720 ILCS 275/119 [Repealed]
 Insurance Claims for Excessive Charges Act, 720 ILCS 325/1 to 720 ILCS 325/15
 Bail Bond False Statement Act, 720 ILCS 540/0.01, 720 ILCS 540/1
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 Insurance Claims Fraud Prevention Act, 740 ILCS 92/1 to 740 ILCS 92/45
 Securities in Fiduciary Accounts Act, 760 ILCS 75/0.01 to 760 ILCS 75/4
 Condominium Property Act, 765 ILCS 605/12, 765 ILCS 605/12.1
 Mortgage Certificate of Release Act, 765 ILCS 935/5 to 765 ILCS 935/99
 Bailment Insurance Act, 765 ILCS 1015/0.01 to 765 ILCS 1015/4
 General Not-for-Profit Corporation Act of 1986, 805 ILCS 105/101.01 to 805 ILCS 105/117.05
 Motor Vehicle Retail Installment Sales Act, 815 ILCS 375/8 to 815 ILCS 375/10
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 Consumer Fraud and Deceptive Business Practices Act, 815 ILCS 505/1 to 815 ILCS 505/12
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Department of Professional Regulation statutes affected by the Reorganization:

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 Illinois Architecture Practice Act of 1989, 225 ILCS 305/

Illinois Athletic Trainers Practice Act, 225 ILCS 5/
 Barber, Cosmetology, Esthetics, and Nail Technology Act of 1985,
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 Illinois Dental Practice Act, 225 ILCS 25/
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 ILCS 447/
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 Environmental Health Practitioner Licensing Act, 225 ILCS 37/
 Funeral Directors and Embalmers Licensing Code, 225 ILCS 41/
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 Humane Euthanasia in Animal Shelters Act, 510 ILCS 72/
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 Illinois Professional Land Surveyor Act of 1989, 225 ILCS 330/
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 Professional Geologist Licensing Act, 225 ILCS 745
 Professional Service Corporation Act, 805 ILCS 10/
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 The Illinois Roofing Industry Licensing Act, 225 ILCS 335
 Illinois Certified Shorthand Reporters Act of 1984, 225 ILCS 415/
 The Clinical Social Work and Social Work Practice Act, 225 ILCS 20/
 Illinois Speech-Language Pathology and Audiology Practice Act, 225 ILCS 110/
 Structural Engineering Licensing Act of 1989, 225 ILCS 340
 Veterinary Medicine and Surgery Practice Act of 1983, 225 ILCS 115/
 Wholesale Drug Distributors Act, 225 ILCS 120/
 Registered Surgical Assistant and Registered Surgical Technologist Title Protection Act,
 225 ILCS 130/
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 Illinois Police Training Act, 50 ILCS 705/6.1

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Office of Banks and Real Estate statutes affected by the Reorganization:

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 Illinois Bank Examiners' Education Foundation Act, 20 ILCS 3210/1 et seq.
 State Finance Act, 30 ILCS 105/1 et seq.
 Illinois Banking Act, 205 ILCS 5/1 et seq.
 Illinois Bank Holding Company Act of 1957, 205 ILCS 10/1 et seq.

Illinois Savings and Loan Act of 1985, 205 ILCS 105/1-1 et seq.
Savings Bank Act, 205 ILCS 205/1001 et seq.
Pawnbroker Regulation Act, 205 ILCS 510/0.01 et seq.
Banking Emergencies Act, 205 ILCS 610/0.01 et seq.
Electronic Fund Transfer Act, 205 ILCS 616/1 et seq.
Corporate Fiduciary Act, 205 ILCS 620/1-1 et seq.
Promissory Note and Bank Holiday Act (Part 3), 205 ILCS 630/17 et seq.
Residential Mortgage License Act of 1987, 205 ILCS 635/1-1 et seq.
Foreign Banking Office Act, 205 ILCS 645/1 et seq.
Foreign Bank Representative Office Act, 205 ILCS 650/1 et seq.
Financial Institution Activity Reporting Act, 205 ILCS 680/1 et seq.
Check Printer and Check Number Act, 205 ILCS 690/1 et seq.
Auction License Act, 225 ILCS 407/5-1 et seq.
Home Inspector License Act, 225 ILCS 441/1-1 et seq.
Real Estate License Act of 2000, 225 ILCS 454/1-1 et seq.
Real Estate Appraiser Licensing Act of 2002, 225 ILCS 458/1-1 et seq.
Land Sales Registration Act of 1999, 765 ILCS 86/1-1 et seq.
Real Estate Timeshare Act of 1999, 765 ILCS 101/101 et seq.
Uniform Disposition of Unclaimed Property Act, 765 ILCS 1025/0.05 et seq.
High Risk Home Loan Act, 815 ILCS 137/1 et seq.
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Interest Act, 815 ILCS 205/0.01 et seq.

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**Executive Order Instituting Use of E-85 and Biodiesel Blend Fuels In Flexible
Fuel Vehicles and Diesel Powered Vehicles in the State of Illinois Fleet**

WHEREAS, Illinois is the leading producer of soybeans and the second leading producer of corn in the United States, agricultural commodities used in the production of renewable fuels such as E-85 and biodiesel;

WHEREAS, numerous economic developmental and environmental benefits result from the use of renewable fuels, including but not limited to strengthening our agricultural sector by increasing demand for soybeans and corn, improving net farm income, improving our rural economies, creating new renewable fuels industry related jobs, reducing our dependence on foreign oil, improving our energy security, and reducing greenhouse gas emissions;

WHEREAS, there are currently at least 25 public, government and private E-85 refueling facilities in Illinois;

WHEREAS, the State of Illinois was one of the first states in the country to purchase and operate E-85 Flexible Fuel Vehicles, and the State of Illinois has one of the largest fleets of E-85 vehicles in the country;

WHEREAS, Public Act No. 093-0015, which I signed on June 11, 2003, will increase the cost competitiveness of E-85 and biodiesel blends for the people of Illinois;

WHEREAS, executive agencies of the State of Illinois should be at the forefront in utilizing E-85 and biodiesel blended fuels in flexible fuel and diesel powered vehicles in the State's fleet in order to actively demonstrate the economic development and environmental benefits to be realized from utilization of renewable fuels;

THEREFORE, I Rod R. Blagojevich, hereby order the following:

- I. The Illinois Department of Central Management Services (CMS) is directed to immediately take all actions necessary to allow for the procurement of 2% blends of biodiesel (B2) fuel for the State's diesel-powered vehicle fleet and to investigate ways in which to strengthen the infrastructure for increasing the availability of B2 and E-85 for the State's flexible fuel fleet, including, but not limited to upgrading current E-95 fuel storage tanks at State facilities and establishing new State operated B2 refueling stations.
- II. The Illinois Department of Commerce and Economic Opportunity (DCEO) is directed to develop a plan designed to facilitate usage of E-85 and B2 in the State's flexible fuels vehicle fleet and actively pursue the establishment of additional E-85 and biodiesel refueling facilities at public retail outlets. The plan shall address reporting requirements on usage, necessary to provide a basis for documenting utilization of E-95 and B2 by State employees and to provide a basis to evaluate performance and costs of using E-85 and B2; employee incentive programs that could be offered by the State alone; or in conjunction with private sector partners; and marketing the benefits of E-95 and biodiesel blends. CMS shall act in an advisory capacity to DCEO in the development of the plan.
- III. The Directors of all executive agencies utilizing the State's fleet of flexible fuel vehicles shall implement policies, rules, and/or procedures requiring that employees under their jurisdiction use E-85 and B2 when operating flexible fuels and diesel powered vehicles in the State fleet, whenever practical, in the course of their state employment. For purposes of this Executive Order, the term "whenever practical" refers to the reasonableness of obtaining E-85 or B2 given the proximity of the employee operating a flexible fuels vehicle to an E-85 or biodiesel fueling facility when the need to obtain fuel arises.
- IV. In all future State of Illinois purchases or rentals of vehicles for state use, the purchasing agency may establish reasonable priorities for the


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IN THE OFFICE OF
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purchase or rental of flexible fuel E-85 vehicles especially flexible fuel hybrid electric vehicles capable of using E-85 fuel. For diesel powered vehicles, the purchasing agency may establish reasonable priorities for those vehicles that can use blends of biodiesel or ethanol.

- V. Savings Clause: Nothing in this Executive Order shall be construed to contravene any applicable state or federal law.
- VI. Severability. If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application.
- VII. Effective Date: This Executive Order ____ shall be in full force and effect upon its filing with the Secretary of State.


Rod R. Blagojevich, Governor

Issued by Governor: April 12, 2004
Filed with Secretary of State: April 12, 2004

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2004-8
EXECUTIVE ORDER TO MONITOR MOTOR FUEL RETAIL AND
WHOLESALE PRICES THROUGH THE DEPARTMENT OF REVENUE

WHEREAS, motor fuel prices are on the rise throughout the United States;
and

WHEREAS, high motor fuel prices negatively impact Illinois consumers,
the state's tourism industry, transportation, and the overall health of Illinois'
economy; and

WHEREAS, consumers of motor fuel in Illinois are entitled to a fair and
competitive market for motor fuel and to information that will allow them to pay
the lowest possible price for motor fuel; and

WHEREAS, healthy, vigorous competition among motor fuel refiners,
marketers, and retailers may be encouraged by increased awareness among
Illinois consumers about motor fuel prices; and

WHEREAS, lawmakers and decision makers can use information about the
motor fuel market to create appropriate policy responses to increased motor fuel
prices.

THEREFORE, I hereby order the following:

- I. In order to regularly inform the Governor and Illinois consumers of
current retail and wholesale motor fuel prices in Illinois, the
Department of Revenue, in cooperation with the Department of
Agriculture and the Illinois Environmental Protection Agency, shall
conduct regular surveys of motor fuel retail outlets as well as
collect industry data on wholesale prices of motor fuel.

II. The Department of Revenue, in cooperation with the Department of Agriculture and the Illinois Environmental Protection Agency, shall establish a system to disseminate information to the public as to motor fuel prices based upon their survey results and industry data.

III. The Department of Revenue, in cooperation with the Department of Agriculture and the Illinois Environmental Protection Agency, shall research the issue of zone pricing of motor fuel and the possible implications for the state.

IV. The Department of Revenue, in cooperation with the Department of Agriculture and the Illinois Environmental Protection Agency, shall research the issue of single source distribution of motor fuel and the possible implications for the state.

V. SAVINGS CLAUSE

Nothing in this Executive Order shall be construed to contravene any state or federal law.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid in a court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

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V. EFFECTIVE DATE

This Executive Order shall be in full force and effect upon its filing with the Secretary of State.


ROD BLAGOJEVICH, Governor

Issued by Governor: April 12, 2004
Filed with Secretary of State: April 12, 2004

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APR 23 2004

IN THE OFFICE OF
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2004-9

**EXECUTIVE ORDER ESTABLISHING INTERSTATE 55 BETWEEN
CARLINVILLE AND SPRINGFIELD AS THE VINCE DEMUZIO
EXPRESSWAY**

WHEREAS, Senator Vince Demuzio has devoted over 29 years of his life to public service from his first election to the Illinois State Senate in 1974 to his current service as Senate Majority Leader; and

WHEREAS, Senator Vince Demuzio is the longest serving current member of the Senate and has served the people of this State with honorable distinction; and

WHEREAS, Senator Vince Demuzio has always been a passionate leader and an inspiring orator on the issues that are close to his heart; and

WHEREAS, Senator Vince Demuzio has been a champion for the building of an effective transportation infrastructure for the citizens of Illinois, through his advocacy for the completion of Route 36 from Jacksonville to Quincy, for major road improvements along the Route 67 corridor from Alton to Jacksonville, and for the conversion of Route 29 from Rochester to Taylorville into a four-lane road; and

WHEREAS, Interstate 55 between Carlinville and Springfield is one of the major transportation routes in the State and is a road frequently traversed by the Senator himself; and

WHEREAS, as the Governor of Illinois, I wish to permanently commemorate the distinguished leadership of Senator Vince Demuzio and his abiding impact on the people of Illinois.

THEREFORE, I hereby order the following:

- I. The portion of Interstate Highway 55 commencing in Carlinville and ending in Springfield shall be designated the Vince Demuzio Expressway.
- II. The Illinois Department of Transportation shall erect appropriate plaques or signs giving notice of the Vince Demuzio Expressway.
- III. This Executive Order shall be in full force and effect upon its filing with the Secretary of State.



ROD BLAGOJEVICH, Governor

Issued by Governor: April 23, 2004
Filed with Secretary of State: APRIL 23, 2004

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JUN 08 2004

IN THE OFFICE OF
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2004-10

**EXECUTIVE ORDER ESTABLISHING INTERSTATE 88 BETWEEN
STERLING, ILLINOIS AND THE QUAD CITIES AS THE RONALD REAGAN
MEMORIAL HIGHWAY**

WHEREAS, President Ronald Reagan was a native son of Illinois, born in Tampico, Illinois, on February 6, 1911 in a five-room flat over a bakery, the second son of store clerk John Reagan and seamstress Nelle Reagan; and

WHEREAS, the Reagan family moved to Chicago's South Side, to Monmouth, and back to Tampico before settling in Dixon, Illinois; and

WHEREAS, Ronald Reagan was baptized at the Christian Church of Dixon on July 21, 1922; and

WHEREAS, Ronald Reagan spent seven summers working as a lifeguard at Dixon's Lowell Park, and is credited with saving 77 swimmers from drowning in the Rock River during that time; and

WHEREAS, Ronald Reagan graduated from Dixon High School, where he participated in drama, basketball, football and track, and was elected student body president; and

WHEREAS, Ronald Reagan attended Eureka College in Eureka, Illinois, where he appeared in 14 plays, won letters in football, swimming and track, coached the swim team, and served as study body president during his senior year; and

WHEREAS Ronald Reagan graduated from Eureka College in 1932 with a Bachelor of Arts degree in social science and economics; and

WHEREAS, Ronald Reagan cast his first vote in a national presidential election in Dixon in 1932; and

WHEREAS, the future fortieth president of the United States spent his entire youth in Illinois; and

WHEREAS, President Ronald Reagan had a long and varied career, ranging from the movie screens of Hollywood, to the Governor's mansion in California, and finally to the White House as President of the United States; and

WHEREAS, with his death on June 6, 2004, the United States of America and the State of Illinois have lost a charismatic and inspiring leader. President Ronald Reagan leaves behind a legacy that will clearly resonate in this country and throughout the world for centuries to come; and

WHEREAS, as the Governor of Illinois, I wish to permanently commemorate the distinguished leadership of President Ronald Reagan and his personal connection to the State of Illinois.

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THEREFORE, I hereby order the following:

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- I. The portion of Interstate 88 commencing in Sterling, Illinois and ending in the Quad Cities shall be designated the Ronald Reagan Memorial Highway.
- II. The Illinois Department of Transportation shall erect appropriate plaques or signs giving notice of the Ronald Reagan Memorial Highway.

III. This Executive Order shall be in full force and effect upon its filing with the Secretary of State.


ROD BLAGOJEVICH, Governor

Issued by Governor: June 8, 2004
Filed with Secretary of State: June 8, 2004

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SPRINGFIELD, ILLINOIS

(Number 11) 2004

**EXECUTIVE ORDER AUTHORIZING THE UTILIZATION OF METAL DETECTORS
FOR THE PURPOSE OF ENHANCING SECURITY AT THE STATE CAPITOL
BUILDING AND CAPITOL COMPLEX.**

WHEREAS, the security of the visitors to our State Capitol Building and surrounding Capitol complex and our state workers is of utmost importance; and

WHEREAS, metal detectors are useful law enforcement tools in preventing violent attacks upon our citizens; and

WHEREAS, one of our brave security officers, William Wozniak, gave his life to protect the State Capitol Building and its occupants; and

WHEREAS, the use of a metal detector may help deter and or prevent any future deaths or injuries to visitors and employees of the State Capitol Building and Capitol complex;

THEREFORE, I hereby authorize the following:

I. The installation and use of metal detectors for the state capitol building and other state buildings in the capitol complex.

II. SAVINGS CLAUSE

Nothing in this Executive Order shall be construed to contravene any state or federal law.

III. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid in a court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

IV. EFFECTIVE DATE

This Executive Order shall be in full force and effect upon its filing with the Secretary of State.


ROD BLAGOJEVICH, Governor

Issued by Governor: SEP 21 2004, 2004
Filed with Secretary of State: SEP 21 2004, 2004



EXECUTIVE ORDER

(Number 12) 2004

**EXECUTIVE ORDER AUTHORIZING THE IMPLEMENTATION OF THE
NATIONAL INCIDENT MANAGEMENT SYSTEM**

WHEREAS, emergency response to critical incidents, whether natural hazards like tornadoes and floods, or manmade disasters like accidents or acts of terrorism, requires a coordinated response and professional management, and;

WHEREAS, Unified Command is the optimal emergency management model to provide the best possible response to a disaster, utilizing the expertise of all of the appropriate public safety disciplines, and;

WHEREAS, the National Incident Management System ("NIMS"), has been identified by Homeland Security Presidential Directive-5 ("HSPD-5") as being the requisite emergency management system for all levels of government and all political subdivisions in the United States, and;

WHEREAS, all political subdivisions must be in compliance with NIMS as prescribed in HSPD-5 on or before October 1, 2005, and;

WHEREAS, failure to adopt NIMS may preclude federal reimbursement for costs incurred during and after a declared emergency or disaster or for training for such emergencies or disasters, and for Homeland Security funding.

THEREFORE, I hereby direct the following:

- I. All state agencies shall adopt NIMS as their model for emergency planning, Unified Command and response to emergencies and disasters.
- II. The Illinois Emergency Management Agency will direct state responses to emergencies and disasters under NIMS through 1) institutionalization of NIMS in state and local emergency operations plans; 2) utilizing NIMS in training and exercises, as well as actual emergency and disaster responses; and 3) delivering a report to the Office of the Governor demonstrating the status of NIMS compliance by all Illinois state agencies directly under the control of the Governor and all 102 county emergency management agencies on or before October 1, 2005.

III. SAVINGS CLAUSE

Nothing in this Executive Order shall be construed to contravene any state or federal law.

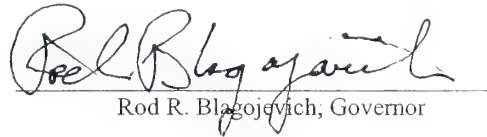
IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which

can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

V. EFFECTIVE DATE

This Executive Order shall be in full force and effect upon its filing with the Secretary of State.



Rod R. Blagojevich, Governor

Issued by Governor: November 17, 2004
Filed with Secretary of State: November 17, 2004

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2004-13

EXECUTIVE ORDER REFORMING THE EXECUTIVE PROTECTION UNIT

WHEREAS, the Executive Protection Unit, as operated by the Illinois State Police, should receive the most sophisticated training available and exhibit the highest levels of professionalism; and

WHEREAS, the Executive Protection Unit should operate under a Code of Conduct governing professionalism, training, and on-the-job behavior.

THEREFORE, I hereby order:

I. SECRET SERVICE TRAINING

A. All current and future members of the Executive Protection Unit must undergo training as provided by the United States Secret Service.

B. Such training should be accomplished within a reasonable time after the effective date of this Executive Order but should not compromise the security functions and duties of the Executive Protection Unit.

II. NEW CODE OF CONDUCT

A. The Director of the Illinois State Police shall issue a new Code of Conduct for the Executive Protection Unit. The Code shall address training requirements, on-the-job behavior, and other relevant elements of security detail professionalism.

B. The Code should be specific in nature and give clear guidance to Unit members regarding prohibited activities. Members of the Executive Protection Unit shall strictly adhere to the Code.

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C. The Code shall provide a mechanism for reporting instances of Unit members' misconduct to the Illinois State Police, Office of Internal Affairs.

D. The Code should be drafted and issued within 90 days of the effective date of this Executive Order.

III. OTHER RIGHTS

A. The rights of the employees and the State under the Personnel Code and applicable collective bargaining agreements or under any pension retirement or annuity plan shall not be affected by the Executive Order.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

V. EFFECTIVE DATE

This Executive Order shall become effective immediately.


ROD R. BLAGOJEVICH
Governor

Issued by Governor: _____, 2004

Filed with Secretary of State: _____, 2004

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2004-14

**EXECUTIVE ORDER CREATING THE SAFE GAMES ILLINOIS TASK
FORCE ON VIOLENT AND SEXUALLY EXPLICIT VIDEO GAMES**

WHEREAS, the popularity of video games among all Americans including youth in Illinois has exponentially increased and in 2003, the video game industry collected \$5.8 billion in revenues; and

WHEREAS, ninety two percent of all children ages two to seventeen play video games; and children between the ages of eight and eighteen years old play an average of 20 to 30 minutes of video games each day; boys spend an average of thirteen hours per week playing video games; and many children play video games as their primary, if not exclusive leisure activity; and

WHEREAS, with each new day, new technology creates video games that more realistically depict human behavior and these games have become increasingly violent and sexually explicit; and

WHEREAS, the video game industry created the Entertainment Software Rating Board (ESRB) to rate video games as EC – Early Childhood; E – Everyone; T – Teen; M – Mature; and AO – Adult Only; and

WHEREAS, the ESRB rating system is intended to notify parents which games are appropriate for their children to play, but it neither prohibits children from playing sexually explicit or violent video games, nor prohibits retailers from selling such games to children; and

WHEREAS, only ten percent of games released in 2003 were M-rated, but 87% of boys play M-rated video games; and

WHEREAS, a Federal Trade Commission Study found that teens were able to purchase M-rated games 69% of the time they tried to do so and it is evident that the industry does not effectively enforce its own standards; and

WHEREAS M-rated games often contain, among other things, profanity, consumption of illegal drugs, alcohol, and tobacco; partial nudity, graphic depictions of rape and other sexual acts; blood, the mutilation of body parts, dismemberment, and the infliction of serious human injury, including death; and

WHEREAS, studies indicate that playing violent video games increases aggressive behavior in the player and may increase societal violence; and

WHEREAS, researchers have found that playing violent video games causes a thirteen percent to twenty-two percent increase in adolescents' violent behavior; and

WHEREAS, A Stanford University study found that reducing the amount of time third and fourth graders spend watching television and playing video games to under seven hours per week decreases verbal aggression by fifty percent and physical aggression by forty percent; and

WHEREAS, the ultimate responsibility of monitoring what video games a child plays lies with that child's parents; however, children are often more technologically savvy than their parents, who may have difficulty even playing the games to discover their contents; and

WHEREAS, a working family may not have the time and technological sophistication to monitor each and every game its children play; and one third of all children ages two to eighteen have a video game playing system in their bedrooms, making it especially difficult for parents to know what games their children are playing at all times;

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THEREFORE, I hereby order the following:

1. Within the Department of Public Health, there shall be created the Safe Games Illinois Task Force to study the aforementioned issues related to violent and sexually explicit video games and serve as an advisory board to the Governor.
2. The Task Force shall consist of twenty-four members, all to be appointed by the Governor. Of the twenty-four members, one shall serve as Chairperson. The Governor shall determine who serves as Chairperson. Additional members may be appointed in the future at the Governor's discretion.
3. The Task Force's duties shall be the following, including but not limited to:
 - Compiling research data on the effects of violent and sexually explicit video games on the psychological well being of children under 18 and the incidence of violence in society at large;
 - Reviewing the content of video games to determine which games are violent or sexually explicit and may be inappropriate for Illinois children;
 - Compiling a list of and informing parents about potentially inappropriate games for children and displaying the list on the safegamesillinois.org website;
 - Informing the Governor of parents' concerns and providing recommendations on how to educate parents and the public about violent and sexually explicit video games;
 - Creating a parents working group to actively solicit input from parents around the state


ROD BLAGOJEVICH, Governor

Issued by Governor: December 30, 2004
Filed with Secretary of State: December 30, 2004

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IN THE OFFICE OF
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**EXECUTIVE ORDER ON COLLECTIVE NEGOTIATION
BY DAY CARE HOME PROVIDERS**

WHEREAS, day care homes provide essential services to Illinois children and families in need as part of the State's child care assistance program administered by the Department of Human Services under 305 ILCS 5/9A-11 and 89 Ill. Admin. Code 50.210 et seq.; and

WHEREAS, the State Department of Human Services has adopted as priority goals: fully implementing a child care assistance system that enables all Illinois families to access quality care; supporting quality child care through a system of adequate base rates and financial incentives for implementing progressively higher quality standards; and supporting a child care workforce dedicated to providing the highest quality care;

WHEREAS, there is a continuing need to expand access to quality child care including that provided by day care home providers and low reimbursement rates have contributed to the decreasing numbers of licensed homes and the difficulties of parents in finding adequate care;

WHEREAS, there is a need to stabilize the day care home workforce which includes licensed and license exempt home providers;

WHEREAS, it is important to preserve freedom of choice for parents in selecting appropriate day care services for their children and to do so, the State must be able to ensure the availability of quality child care services on terms that will attract and retain sufficient numbers of licensed and license exempt day care home providers in the State's child care assistance program; and

WHEREAS, individual families receiving services through the State's child care assistance program do not control all the economic terms of the delivery of services and therefore cannot effectively address concerns common to day care home providers; and

WHEREAS, day care home providers are located throughout the State and therefore may not be able to effectively voice their common concerns about the State's child care assistance program, their role in the program, or the terms and conditions of their provision of services under the program without representation; and

WHEREAS, it is essential for the State to receive input from the day care home providers in order to improve the delivery of services under the State's child care assistance program; and

WHEREAS, the Department of Human Services would benefit from a system of representation for day care home providers in implementing its goals for improvement of the State's child care assistance program and in particular the delivery of quality day care home services; and

WHEREAS, a system of representation for providers should provide for a fair election, instituted by a reasonable percentage of providers, given the 70% provider turnover every year, and held promptly in accordance with nationally recognized standards for consent elections; and

WHEREAS, the Department of Human Services, subject to my constitutional authority to ensure the faithful execution of the laws, has plenary authority to determine the terms and conditions under which day care services are provided in the State's child care assistance program, including setting rates and other compensation and devising a process for ensuring that those rates are fair and reasonable; and

WHEREAS, day care home providers are not State employees for the purposes of eligibility to receive statutory benefits because the State does not hire, supervise or terminate their services.

THEREFORE, I hereby order the following:

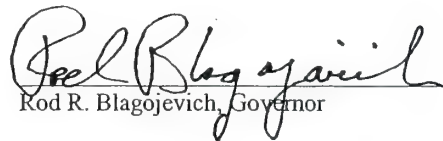
- I. The State shall recognize a representative designated by a majority of day care home licensed and license exempt providers, voting in a mail ballot election, as the exclusive representative of day care home providers that participate in the State's child care assistance program, accord said

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representative the same rights and duties granted to employee representatives by the Illinois Labor Relations Act, 5 ILCS 315/1 et seq., and engage in collective negotiations with said representative concerning all terms and conditions of the provision of services for day care home providers under the State's child care assistance program that are within the State's control. Any organization that can show that at least 10% of providers wish to be represented by it may participate in such an election, which shall be held within 42 days of a request for an election.

- II. In according the day care home providers and their selected representative these rights, the State intends that the "State action exemption" to application of the federal antitrust laws be fully available to the State, day care home providers and their selected representative to the extent that their activities are authorized pursuant to this Executive Order.
- III. This Executive Order is not intended to and will not alter in any way either (1) the role of parents in selecting, directing and terminating the services of day care home providers under the State's child care assistance program nor (2) the fact that the providers are not state employees.

This Executive Order _____ shall take effect upon filing with the Secretary of State.


Rod R. Blagojevich, Governor

Issued by the Governor: February 18, 2005

Filed with the Secretary of State: _____, 2005

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EXECUTIVE ORDER REGARDING THE

GREEN ILLINOIS GOVERNMENT COORDINATING COUNCIL

WHEREAS, there exists, by previous Order, a Green Illinois Government Coordinating Council;

WHEREAS, the purpose of the Green Illinois Government Coordinating Council is to incorporate pollution prevention and resource conservation practices into government management and operations;

WHEREAS, the State should be a model for the responsible stewardship of our environment;

WHEREAS, the Office of the Lieutenant Governor is charged with leadership in the responsible stewardship of our environment, including the Lieutenant Governor's role as Chairman of the Special Task Force on the Condition and Future of the Illinois Energy Infrastructure, Chairman of the Illinois River Coordinating Council, and Chairman of the Illinois delegation of the bi-national Great Lakes Commission;

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Constitution of the State of Illinois, I hereby order the following:

1. From the effective date of this order, the Lieutenant Governor shall be chair of the Green Illinois Government Coordinating Council ("the Council").
2. The Office of the Lieutenant Governor shall provide administrative support to the Council.

3. The Directors of the Environmental Protection Agency and the Department of Central Management Services shall no longer share the responsibility of chairing the Council, but shall remain as members of the Council.

This order shall take effect immediately upon its adoption.



ROD R. BLAGOJEVICH
Governor

Issued by the Governor: March 15, 2005
Filed with Secretary of State: _____, 2005

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2005-3

**EXECUTIVE ORDER TO REORGANIZE AGENCIES BY THE TRANSFER OF
CERTAIN HEALTHCARE PROCUREMENT AND ADMINISTRATIVE FUNCTIONS
PRIMARILY OF THE DEPARTMENT OF CENTRAL MANAGEMENT SERVICES TO
THE NEWLY RENAMED DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES**

WHEREAS, Article V, Section 11 of the Illinois Constitution authorizes the Governor to reassign functions or reorganize executive agencies that are directly responsible to him by means of executive order; and

WHEREAS, Section 3.2 of the Executive Reorganization Implementation Act, 15 ILCS 15 (the "Act"), provides that "Reorganization" includes, in pertinent part (a) the transfer of the whole or any part of any agency, or of the whole or any part of the functions thereof, to the jurisdiction and control of any other agency, and (b) the consolidation or coordination of the whole or any part of any other agency, or of the whole or any part of the functions thereof, with the whole or any part of any other agency or the functions thereof; and

WHEREAS, Section 4 of the Act provides that any executive order proposing reorganization may change the name of any agency affected by a reorganization; and

WHEREAS, the Department of Central Management Services ("CMS"), the Department of Corrections ("DoC"), the Department of Human Services ("DHS"), the Department of Veterans' Affairs ("DVA") and the Department of Public Aid ("DPA") are all executive agencies directly responsible to the Governor which exercise the rights, powers, duties and responsibilities derived primarily from 20 ILCS 405 et seq., 730 ILCS 5/III et seq., 20 ILCS 1305 et seq., 20 ILCS 2805 et seq. and 20 ILCS 2205 et seq., respectively; and

WHEREAS, streamlining and consolidating certain functions of agencies into other agencies offers the opportunity to eliminate redundancy, simplify the organizational structure of the executive branch, improve accessibility and accountability, provide more efficient use of specialized expertise and facilities, realize savings in administrative costs, promote more effective sharing of best practices and state of the art technology and realize other cost savings, among other things; and

WHEREAS, CMS currently conducts procurement and contract administration functions concerning health care services and employee health insurance for various state agencies, and DoC, DHS and DVA each currently conduct procurement and contract administration functions concerning health care services for individuals resident in facilities operated by such agencies (referred to collectively as "State Healthcare Purchasing"); and

WHEREAS, DPA has developed and maintains substantial institutional knowledge and expertise regarding unique aspects of health care procurement, purchasing and contract administration developed through its extensive work in administering the state's Medicaid program; and

WHEREAS, the aforementioned benefits of transfer and consolidation can be achieved by transferring all State Healthcare Purchasing from CMS, DoC, DHS and DVA to DPA; and

WHEREAS, renaming DPA as the Department of Healthcare and Family Services ("HFS") more accurately reflects the functions, goals and mission of that agency.

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Illinois Constitution, I hereby order:

I. RENAMING

Effective July 1, 2005, DPA shall be renamed the "Department of Healthcare and Family Services". Except as otherwise indicated in this Executive Order, the powers, duties, rights and responsibilities formerly vested in or associated with DPA shall not be affected by the renaming of the agency to HFS.

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II. TRANSFER

- A. Effective July 1, 2005 or as soon thereafter as practicable, the respective powers, duties, rights and responsibilities related to State Healthcare Purchasing shall be transferred from CMS, DoC, DHS and DVA to HFS. The statutory powers, duties, rights and responsibilities of CMS, DoC, DHS and DVA associated with State Healthcare Purchasing derive primarily from 5 ILCS 375 et seq., 20 ILCS 405 et seq., Public Act 93-18, Public Act 93-1036, 730 ILCS 5/III et seq., 20 ILCS 1305 et seq. and 20 ILCS 2805 et seq., respectively. The functions associated with State Healthcare Purchasing intended to be transferred hereby include, without limitation, rate development and negotiation with hospitals, physicians and managed care providers; health care procurement development; contract implementation and fiscal monitoring; contract amendments; payment processing; and purchasing aspects of health care plans administered by the state on behalf of (i) state employees, including the quality care health plan, managed care health plan, vision plan, pharmacy benefits plan, dental plan, behavioral health plan, employee assistance plan, utilization management plan, SHIPs and various subrogation arrangements, as well as purchasing and administration of flu shots, hepatitis B vaccinations and tuberculosis tests, (ii) non-state employees, including the retired teachers' health insurance plan, the local government health insurance plan, the community colleges health insurance plan, the Senior Citizen and Disabled Person Pharmacy Drug Discount program and the active teacher prescription program, and (iii) residents of state-operated facilities, including DoC correctional and youth facilities, DHS mental health centers and developmental centers and DVA veterans homes.
- B. Excluded from the functions transferred hereby is the administration and management of employee benefits, such as premium collections, employee services, eligibility review and benefits determinations, member claims analysis, reviews and appeals, and COBRA and the provision of

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mental health and developmental services by DHS at its mental health and developmental centers, respectively.

- C. Whenever any provision of an executive order or any statute or section thereof transferred by this Executive Order provides for membership of the respective Director of any of CMS, DoC, DHS or DVA on any council, commission, board or other entity relating to State Healthcare Purchasing, the Director of HFS or his or her designee(s) shall serve in that place. If more than one such person is required by law to serve on any council, commission, board or other entity, an equivalent number of representatives of HFS shall so serve.

II. EFFECT OF TRANSFER

The powers, duties, rights and responsibilities vested in or associated with State Healthcare Purchasing shall not be affected by this Executive Order, except that all management and staff support or other resources necessary to the operations of State Healthcare Purchasing shall be provided by HFS.

- A. Unless otherwise provided pursuant to Section III.G below, CMS, DoC, DHS and DVA personnel serving under the Personnel Code who are engaged in the performance of State Healthcare Purchasing shall continue their service within HFS, and the status and rights of employees of CMS, DoC, DHS and DVA employees engaged in the performance of the functions of State Healthcare Purchasing shall not be affected by the transfer. The rights of employees, the State of Illinois and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension, retirement or annuity plan shall not be affected by this Executive Order.
- B. All books, records, papers, documents, property (real and personal), contracts, and pending business pertaining to the powers, duties, rights and responsibilities related to State Healthcare Purchasing and transferred by this Executive Order to HFS, including without limitation material in electronic or magnetic format and necessary computer hardware and software, shall be delivered to HFS; provided, however,

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that the delivery of such information shall not violate any applicable confidentiality constraints.

- C. All unexpended appropriations and balances and other funds available for use in connection with State Healthcare Purchasing shall be transferred for use by HFS for State Healthcare Purchasing pursuant to the direction of the Governor. Unexpended balances so transferred shall be expended only for the purpose for which the appropriation was originally made.

III. SAVINGS CLAUSE

- A. The powers, duties, rights and responsibilities related to State Healthcare Purchasing and transferred from CMS, DoC, DHS and DVA by this Executive Order shall be vested in and shall be exercised by HFS. Each act done in exercise of such powers, duties, rights and responsibilities shall have the same legal effect as if done by the relevant transferring agency or its divisions, officers or employees.
- B. Every person or entity shall be subject to the same obligations and duties and any penalties, civil or criminal, arising therefrom, and shall have the same rights arising from the exercise of such powers, duties, rights and responsibilities as had been exercised by the relevant transferring agency or its divisions, officers or employees.
- C. Every officer of HFS shall, for any offense, be subject to the same penalty or penalties, civil or criminal, as are prescribed by existing law for the same offense by any officer whose powers or duties were transferred under this Executive Order.
- D. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person to or upon CMS, DoC, DHS or DVA in connection with any of the functions of State Healthcare Purchasing transferred by this Executive Order, the same shall be made, given, furnished or served in the same manner to or upon HFS.
- E. This Executive Order shall not affect any act done, ratified or canceled or any right occurring or established or any action or proceeding had or

commenced in an administrative, civil or criminal cause regarding State Healthcare Purchasing before this Executive Order takes effect; such actions or proceedings may be defended, prosecuted and continued by HFS.

- F. Any rules of CMS, DoC, DHS or DVA that relate to the State Healthcare Purchasing which are in full force on the effective date of this Executive Order and have been duly adopted by any such agency shall become the rules of HFS for State Healthcare Purchasing. This Executive Order shall not affect the legality of any such rules in the Illinois Administrative Code. Any proposed rulings filed with the Secretary of State by CMS, DoC, DHS or DVA that are pending in the rulemaking process on the effective date of this Executive Order and pertain to the functions transferred, shall be deemed to have been filed by HFS. As soon as practicable hereafter, to the extent necessary or prudent, HFS shall revise and clarify the rules transferred to it under this Executive Order to reflect the reorganization of rights, powers and duties affected by this Executive Order, using the procedures for recodification of rules available under the Illinois Administrative Procedures Act, except that existing title, part, and section numbering for the affected rules may be retained. HFS may propose and adopt under the Illinois Administrative Act such other rules of the reorganized agencies that will now be administered by HFS.

- G. To the extent necessary or prudent to fully implement the intent of this Executive Order, CMS, DoC, DHS and DVA and HFS may enter into one or more interagency agreements to ensure the full and appropriate transfer of all features of State Healthcare Purchasing transferred pursuant to this Executive Order.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given

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effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.



Rod R. Blagojevich, Governor

Issued by Governor: April 1, 2005
Filed with Secretary of State: April 1, 2005

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IN THE OFFICE OF
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SPRINGFIELD, ILLINOIS

2005-4

**EXECUTIVE ORDER ON LAND-USE PLANNING AND MILITARY
INSTALLATION COMPATIBILITY**

WHEREAS, Illinois is proud to be the host of five outstanding military installations: Scott Air Force Base, Great Lakes Naval Training Center, the Rock Island Arsenal, and the Springfield and Peoria Air National Guard Bases; and

WHEREAS, since their inception, Illinois military installations have played a significant role in our nation's security; and

WHEREAS, Illinois military installations contribute significantly to the economic well-being of our State as a whole, all of its respective regions, and all the cities, counties, and other local governments within the State; and

WHEREAS, Illinois has invested vast amounts of land, labor, and capital in the infrastructure to support its military installations; and

WHEREAS, Illinois military installations have also made a significant contribution to the scientific and technical resources of our State; and

WHEREAS, the Department of Defense has announced a Base Realignment and Closure round in 2005; and

WHEREAS, "Military Value" will be the main criteria by which our military installations are evaluated, and

WHEREAS, Military Value includes "the availability and condition of land, facilities and associated airspace (including training areas suitable for maneuver by ground, naval, or air forces throughout a diversity of climate and terrain areas);" and

WHEREAS, land-use planning by State agencies and all relevant local governments in coordination with our military installations can assist in preserving available land for military readiness, and otherwise enhance the overall Military Value of Illinois' military installations;

NOW THEREFORE, I Rod Blagojevich, Governor of the State of Illinois, by virtue of the authority vested in me by the Constitution and the laws of the State of Illinois do hereby order:

- (1) All appropriate and relevant State agencies involved with land use planning to ensure development that is compatible with or enhances the Military Value of Illinois' military installations;
- (2) Further, I encourage all local governments that adopt land-use plans and enforce zoning regulations to ensure that planned development is compatible with or enhances the Military Value of military installations, and that they consider the impact of new growth on Military Value when preparing zoning ordinances or designating land uses for land adjacent to military facilities or other parcels of land which are in proximity to military installations.

THIS ORDER supersedes any other previous orders, proclamations, or directives in conflict. This Executive Order shall take effect immediately and shall remain in effect until such time as the Governor rescinds it.


Rod R. Blagojevich, Governor

Issued by Governor: April 5, 2005
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2. "Contractor", "Vendor", or "Bidder" means a person, partnership, corporation or other entity which has a contract or seeks to have a contract with the State.
3. "Procurement" means State purchasing, renting, leasing or laundering of apparel and textile products and related goods, including allowance and voucher programs.
4. "Subcontractor" means a person, partnership, corporation or other entity which enters into a contract with a contractor for performance of some or all of the State contracted work.

III. Scope

This Order applies to all apparel and textile products procured by or laundered for all departments, agencies, boards and commissions under the jurisdiction of the Governor.

All other agencies, boards, commissions, authorities, universities, and other state institutions are urged to adopt similar procedures. This Order applies to contractors who enter into contracts with a value in excess of \$25,000.

IV. Substantive Standards

All apparel and textiles procured by the State of Illinois must be manufactured and laundered (if applicable) in facilities that meet the following requirements:

1. Provide working conditions that meet or exceed the International Labor Organization (ILO) Conventions' standards, including the ILO Declaration on Fundamental Principles and Rights at Work, governing freedom of association, forced labor, child labor, and nondiscrimination, as well as payment of wages, hours of work, occupational health, occupational safety, and that are in compliance with all applicable local, county, and state laws of the locality of manufacture, except where such a condition is preempted by federal or state law.
2. Employees are paid a "non-poverty" level of wages & benefits at least equivalent to the U.S. federal poverty line for a family of three. For manufacturing operations in countries other than the U.S., the wage shall be comparable to the wage for domestic manufacturers as defined above, adjusted to reflect the country's level of economic development.
3. Employees are not terminated for other than just cause and have access to a mediator to resolve workplace disputes that fall outside of the jurisdiction of the National Labor Relations Board.
4. Employees shall have at least one day off in every seven-day period and at least 40 hours of paid time off per year, and all overtime hours shall be worked voluntarily.

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5. There shall be no discrimination in employment - including in hiring, salary, benefits, advancement, discipline, termination or retirement - on the basis of gender, race, religion, age, disability, sexual orientation, or nationality. Workers are not subjected to sexual, psychological or verbal harassment, abuse or corporal punishment, nor are they subjected to forced use of contraceptives or pregnancy tests by their employer.
6. Maintenance of verifiable wage and hour records for each worker that shall be provided to each worker.

V. Information/Compliance by Bidders & Vendors

For every bid and contract for the procurement of apparel and textile goods by the state agency or authority, whether for purchase, lease, or laundering, each bidder, vendor, or contractor must submit the following information to the state or procuring agency (CMS):

- A list of each proposed facility to be utilized in the manufacturing, distribution, and laundering (if applicable) of the goods, including any subcontractors, with business name, address and phone number, and the average wage paid to workers for each facility.
- An affidavit that each of the proposed facilities, including any subcontractors, meets all of the substantive standards defined above.
- This information will be made available to the public as soon as possible, but in no case less than 30 days before a decision is made to award a contract to a particular vendor. Any changes to the submitted information during the term of a contract must be reported by the vendor to the procuring agency.

VI. Violations & Enforcement:

CMS will establish an oversight process with an "Apparel Procurement Advisory Board" to receive and assess evidence of non-compliance by bidders, contractors, or vendors, and to consider issues relating to implementation and enforcement of this Order and to make recommendations to address such issues. The Board may coordinate with an independent non-profit organization to investigate allegations of non-compliance with this Order. A vendor's, bidder's, or contractor's refusal to allow an independent non-profit organization access to its facilities to investigate alleged violations of this Order shall itself constitute a violation of this Order.

The Apparel Procurement Advisory Board shall be composed of:

1. Four individuals selected by the Governor, including 2 from agencies that employ uniformed personnel and one from the Department of Labor;
2. Three individuals selected by the Governor representing uniformed unions of employees of the State.

Upon determining that a bidder, contractor, or vendor has not complied with the terms of this policy, including failure to provide truthful information, the state or authorized procurement officer of the state may:

- require immediate corrective action by the bidder or vendor to come into compliance;
- terminate an existing apparel contract;
- bar the vendor or bidder from receiving pending or subsequent contracts.

VII. Waiver

Specific requirements of this Order may be waived if it is determined by the public body that there is no vendor able to meet those specific requirements. In such event, the public body shall take every reasonable measure to contract with a vendor who is able to satisfy most closely the requirements of this section. The provisions of this order may be waived by express waiver in a bona fide collective bargaining agreement.

VIII. Severability

If any provision of this Order is found invalid by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect.

IX. Effective Date

This Executive Order shall become effective upon filing with the Secretary of State.


ROD R. BLAGOJEVICH
Governor

Issued by Governor: April 22, 2005

Filed with Secretary of State: April 22, 2005

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SPRINGFIELD, ILLINOIS

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JUL 12 2005

IN THE OFFICE OF
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Executive Order Creating the Illinois Regenerative Institute for Stem Cell Research

WHEREAS, millions of Illinoisans and their families suffer through debilitating diseases and injuries, and these conditions place enormous emotional and financial stress on the people afflicted and all those who care for them; and

WHEREAS, in August 2001, the President announced a policy limiting federal funding for research on embryonic stem cell lines; and

WHEREAS, several states have taken their own independent action in pursuit of developing better treatments and finding cures by implementing or proposing public funding initiatives for the development of embryonic stem cell research in their states; and

WHEREAS, the State of Illinois should maximize the use of state research funds by giving priority to stem cell research that has the greatest potential for therapies and cures that cannot or are unlikely to receive sufficient federal funding; and

WHEREAS, medical research advances that lead to better treatments of diseases and ultimately cures will help reduce long-term health care costs on Illinois taxpayers; and

THEREFORE, I HEREBY ORDER THE FOLLOWING:

Illinois Department of Public Health (Grant program/ Rulemaking)

The Director of the Illinois Department of Public Health shall develop an Illinois Regenerative Medicine Institute (IRMI) program within the department that will provide for the awarding of grants to medical research facilities for the development of finding treatments and cures from stem cell research.

The Department of Public Health shall adopt rules for the issuance and administration of grants authorized by this Executive Order. All eligible grant recipients shall comply with all terms and conditions of the Department prior to acceptance of such awards.

Stem Cell Research Policy & IRMI Functions

All rules adopted by the Department shall be consistent with the policies and functions of the Illinois Regenerative Medicine Institute (IRMI) program as set forth below:

- 1) The Department of Public Health shall establish the IRMI program to make grants and loans for stem cell research to study therapies, protocols, medical procedures, possible cures for, and potential mitigations of, major diseases, injuries, and orphan diseases; to support all stages of the process of developing cures, from laboratory research through successful clinical trials; to establish the appropriate regulatory standards and oversight bodies for research and facilities development.
- 2) The IRMI program shall provide funding for stem cell research that involves adult stem cells, cord blood stem cells, pluripotent stem cells, totipotent stem cells, progenitor cells, the product of somatic cell nuclear transfer or any combination of those cells.
- 3) No funds authorized or made available under the IRMI program shall be used for research involving the reproductive cloning of a human being, fetuses from induced abortions or to create embryos through the combination of gametes solely for the purpose of research. As used in this Executive Order, "cloning

of a human being" means asexual human reproduction by implanting or attempting to implant the product of nuclear transplantation into a woman's uterus to initiate a human pregnancy.

4) No funds shall be awarded to any person who knowingly, for valuable consideration, purchases or sells embryonic or cadaveric fetal tissue for research purposes. For the purposes of this paragraph, payment of customary medical charges for the removal, processing, disposal, preservation, quality control, storage, transplantation, or implantation of the tissue does not constitute valuable consideration. This paragraph does not prohibit reimbursement for removal, storage, or transportation of embryonic fetal tissue for research purposes pursuant to this Executive Order.

5) The Department shall issue an annual report to the Governor, and the appropriate appropriations committee of the General Assembly that sets forth grants awarded, grants in progress, research accomplishments, and future program directions.

Grantee Requirements & Conditions

Medical and scientific accountability standards.

All eligible grantees shall comply with all terms and conditions of the Department rules which shall include, but not be limited to, the specific requirements and conditions as set forth below prior to acceptance of any such grant awards.

(1) Informed consent. Standards for obtaining the informed consent of research donors, patients, or participants initially shall be generally based on the requirements at 45 CFR 46.116 for all research funded by the National Institutes of Health and consistent with the Guidelines for Human Embryonic Stem Cell Research issued by the National Academies of Sciences.

(2) Controls on research involving humans. Standards for the review of research involving human subjects shall be generally based on the policies adopted at 45 CFR 46 for all research funded by the National Institutes of Health.

(3) Limitations on payments for cells. Department rules shall limit payments for the purchase of stem cells or stem cell lines to reasonable payment for removal, processing, disposal, preservation, quality control, storage, transplantation, implantation, or legal transaction or other administrative costs associated with these medical procedures and shall specifically include any required payments for medical or scientific technologies, products, or processes for royalties, patent, licensing fees, or other costs for intellectual property. Department rules shall be consistent with the Guidelines for Human Embryonic Stem Cell Research issued by the National Academies of Sciences.

(4) Patient privacy laws. Standards shall ensure compliance with State and federal patient privacy laws.

(5) Time limits for obtaining cells. Standards shall set a limit on the time during which cells may be extracted from blastocysts, which shall initially be 8 to 12 days after cell division begins, not counting any time during which the blastocysts or cells have been stored frozen.

(6) All grants and loan awards issued by the institute shall include intellectual property provisions that provide protections and incentives to encourage both the discovery and development of new knowledge and its transfer for the public benefit. It is the policy and objective of the institute to promote the utilization of intellectual property arising from program-supported research or development; to promote collaboration between commercial concerns and nonprofit organizations, including universities; to ensure that intellectual property is used in a manner to promote free competition and enterprise without unduly encumbering future research and discovery; to ensure that the State obtains proportionate rights in institute-supported intellectual property; to protect the public against nonuse or unreasonable use of such intellectual property; and to minimize the costs of administering policies in this area.

Severability

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

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IN THE OFFICE OF
SECRETARY OF STATE

Effective Date

This Executive Order shall become effective upon filing with the Secretary of State.


ROD R. BLAGOJEVICH,
Governor

Issued by Governor: July 12, 2005

Filed with Secretary of State: July 12, 2005

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2005-7

**EXECUTIVE ORDER ESTABLISHING A STATE MILITARY DECORATION
HONORING THOSE WHO SERVE IN THE GLOBAL WAR ON TERRORISM**

WHEREAS, President Abraham Lincoln personally embodied the militia spirit and served as a member of the Illinois Militia during the Blackhawk War;

WHEREAS, members of the Illinois Army and Air National Guard are performing meritorious service for the Nation in support of the Global War on Terrorism;

WHEREAS, this service reflects great credit upon the Illinois Army and Air National Guard and the State of Illinois; and

WHEREAS, it is appropriate for the State of Illinois to recognize the service and sacrifices of Illinois Army and Air National Guard members in support of the Global War on Terrorism;

WHEREAS, it is within my authority as Commander-in-Chief of the Illinois National Guard to establish military honors;

THEREFORE, I hereby order the Adjutant General of the State of Illinois through the Illinois Department of Military Affairs to establish the **ABRAHAM LINCOLN MEDAL OF FREEDOM** to recognize the service of members of the Illinois Army and Air National Guard who are mobilized in support of the Global War on Terrorism.

I. Military Department

The Illinois Department of Military Affairs will establish the criteria and process by which award of the **ABRAHAM LINCOLN MEDAL OF FREEDOM** is made to members of the Illinois Army and Air National Guard as determined by appropriate regulation issued by The Adjutant General as Director of the Department of Military Affairs.

II. Scope

This Order applies to all members of the Illinois National Guard under the jurisdiction of the Governor.

III. Severability

If any provision of this Order is found invalid by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect.

This Executive Order Number Seven shall take effect upon filing with the Secretary of State.

Rod R. Blagojevich, Governor

Issued by the Governor: _____, 2005

Filed with the Secretary of State: _____, 2005



EXECUTIVE ORDER

(Number 8) 2005

**EXECUTIVE ORDER CREATING
THE GOVERNOR'S COMMISSION ON DISCRIMINATION AND HATE CRIMES**

WHEREAS, the population and demographic makeup of the State of Illinois makes the appreciation, tolerance and acceptance of diverse cultures imperative;

WHEREAS, no person or group of people should have to live in fear because of their race, ethnicity, culture, sexual orientation or religious beliefs;

WHEREAS, the manifestation of discrimination in the form of violence has a negative impact not only on the victim, but his or her community, and can have a lasting adverse effect on our society;

WHEREAS, stereotypical thinking and biases still plague our society;

WHEREAS, Illinois has a strong tradition of combating discrimination and hate-based violence by statutorily addressing crimes such as aggravated battery, theft, criminal trespassing, disorderly conduct and telephone harassment committed because of the victim's race, color, creed, religion, ancestry, gender, sexual orientation or disability; and

WHEREAS, we must continue to work to build a society that is bias and hate free so that our children are protected against discrimination, punishment and violence that is based on race, ethnicity, color, creed, religious belief, sexual orientation or social status.

THEREFORE, I, Rod R. Blagojevich, order the following:

I. ESTABLISHMENT

There shall be established the Governor's Commission on Discrimination and Hate Crimes.

II. PURPOSE

The purpose of the Commission shall include, but not be limited to, the following:

- a. To work in partnership with community leaders, educators, religious leaders, social service agencies, elected officials and the public to identify and uproot sources of discrimination and bias at the source.
- b. To work with local governments, law enforcement officials including prosecutors, educators and community organizations by assisting with the development of resources, training and information that allows for a swift and efficient response to hate motivated crimes and incidents.
- c. To work with educators throughout Illinois on issues confronting discrimination and hate, teaching acceptance and embracing diversity at academic institutions.
- d. To help ensure that the state's laws addressing discrimination and hate-related violence are widely known and applied correctly to help eradicate and prevent crimes based on discrimination and intolerance.

- e. To make recommendations to the Governor and the General Assembly for statutory and programmatic changes necessary to eliminate discrimination and hate-based violence.
- f. To help implement recommendations by working with the Governor's agencies, the General Assembly, the business community, the social service community and other organizations.

III. MEMBERSHIP

- a. The Commission shall consist of a chairperson and at least twenty but not more than thirty additional members, all appointed by the Governor to serve at the pleasure of the Governor.
- b. Members may include, but are not limited to, persons who are active in and knowledgeable about the following areas: law enforcement, the criminal and civil justice system, education, human rights, business and industry, arts and culture, social services and religion.
- c. Members shall serve without compensation, but may be reimbursed for expenses.
- d. The Commission will be provided assistance and necessary staff support services by the Office of the Governor and the agencies of state government involved in the issues to be addressed by it.
- e. The Commission shall submit an annual report to the Governor and the General Assembly by March 30 of each year.

IV. SAVINGS CLAUSE

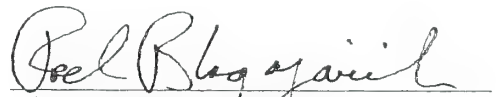
Nothing in this Executive Order shall be construed to contravene any state or federal law.

V. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

VI. EFFECTIVE DATE

This Executive Order shall be in full force and effect upon its filing with the Secretary of State.


Rod R. Blagojevich, Governor

Issued by Governor: August 29, 2005, 2005

Filed with Secretary of State: August 29, 2005, 2005

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SPRINGFIELD, ILLINOIS

EXECUTIVE ORDER

(Number 9) 2005

EXECUTIVE ORDER TO ESTABLISH THE BROADBAND DEPLOYMENT COUNCIL

WHEREAS, the State of Illinois has historically been a leader in computer technology and applications, including University of Illinois Urbana-Champaign's role in the development of the Internet and the World Wide Web;

WHEREAS, the State of Illinois is an important hub of global information transfer;

WHEREAS, the future economic vitality of the State of Illinois depends on continued participation in the growing global information economy;

WHEREAS, the near future will bring further convergence of critical information and communications services and blur distinctions between such services as telephone, Internet, and television;

WHEREAS, telecommunications services in rural and low-income areas are not comparable to those available in our state's urban centers;

WHEREAS, the objective of universal, competitive, and affordable advanced telecommunications services will be achieved when public, private, and non-profit groups work together toward this goal;

WHEREAS, it is therefore necessary that state agencies work together to encourage and help coordinate the spread of universal, competitive, and affordable advanced telecommunications services;

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Constitution of the State of Illinois, I hereby order the following:

I. Creation of the Illinois Broadband Deployment Council

- (a) There is created the Illinois Broadband Deployment Council ("the Council"). The purpose of the Council is to ensure that as soon as possible, advanced telecommunications services, including bidirectional communications transfer speeds of at least one megabit per second (1 mbps), are made available to the citizens of Illinois on a universal, competitive, and affordable basis.
- (b) The Council shall be governed by an Executive Committee composed of the following persons or their designees:
 - (1) The Lieutenant Governor, who shall also serve as the Executive Committee's Chairman;
 - (2) the Director of the Department of Commerce and Economic Opportunity;
 - (3) the Chairman of the Illinois Commerce Commission;
 - (4) the Secretary of the Illinois Department of Transportation;
 - (5) the Chairman of the Illinois State Toll Highway Authority;
 - (6) the Chairman of the Illinois Finance Authority;
 - (7) the State Superintendent of the Illinois State Board of Education;

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- (8) the Chairman of the Illinois Board of Higher Education;
 - (9) the Director of the Department of Central Management Services;
 - (10) at least ten individuals appointed by the Governor. These appointments shall be made with consideration of the diversity of the State, including members representing rural areas, underserved urban areas, consumer interests, community interests, and commercial interests including Incumbent and Competitive Local Exchange Carriers, and other entities providing communications or information services but not classified as Local Exchange Carriers.
- (c) The Council shall meet at least quarterly.
 - (d) Appointed members of the Executive Committee shall serve two-year terms.

II. Duties of the Illinois Broadband Deployment Council.

The Council shall be responsible for the following duties:

- (a) To identify those portions of the telecommunications infrastructure owned by agencies of the State of Illinois that can be made available for lease to commercial ventures, non-profit agencies, and local governments; and to establish standard procedures and pricing for lease of such infrastructure;
- (b) To ensure where possible that any infrastructure improvement undertaken by an agency of the State of Illinois includes the installation of underground conduit that can be made available on a non-discriminatory basis to public, private, and non-profit entities interested in running fiber-optic lines for communications or information services through such conduit;
- (c) To encourage and facilitate the coordination of private and public telecommunications deployment, including local and regional efforts and public-private partnerships;
- (d) To be a clearinghouse for information about available state, federal, and private funding for private and public telecommunications deployment. This shall include working with the Illinois Finance Authority to develop loan, grant, and/or bond products suitable for telecommunications deployment projects;
- (e) To make recommendations to the General Assembly regarding telecommunications initiatives that require legislative approval, including the creation of a state entity that handles distribution of funds for private and public telecommunications projects;
- (f) To act as a liaison between any telecommunications deployment project and any entity controlling rights of way and other easements necessary for such project;
- (g) To foster competition among all entities providing commercial communications or information services;
- (h) To continually assess and catalog the telecommunications infrastructure of the state of Illinois for the purpose of determining the present and future needs of the state with respect to realizing the goals of competition, affordability, universal service, and securing the state's telecommunications and economic future.

This order shall take effect immediately upon its adoption.


Rod R. Blagojevich, Governor

Issued by Governor: September 6, 2005, 2005
Filed with Secretary of State: September 6, 2005, 2005

FILED
INDEX DEPARTMENT

SEP 06 2005

IN THE OFFICE OF
SECRETARY OF STATE



SPRINGFIELD, ILLINOIS

2005-10

FILED
INDEX DEPARTMENT

NOV 21 2005

IN THE OFFICE OF
SECRETARY OF STATE

**EXECUTIVE ORDER CREATING
NEW AMERICANS IMMIGRANT POLICY COUNCIL**

WHEREAS, 12% of Illinois' population are immigrants and 20% of the state's population is either an immigrant or children of immigrants;

WHEREAS, immigrants contribute to the economic, social, and political vitality of the United States and Illinois;

WHEREAS, immigration policy is set at the federal level, but the actual benefits and challenges of immigration are felt at the state and local levels;

WHEREAS, a proactive policy for New Americans at the state level will maximize the benefits immigrants bring to the state and its municipalities, while helping immigrants overcome the challenges they face;

WHEREAS, it is beneficial for new immigrants, the host communities, the state, and the nation for immigrants to quickly adjust to life in Illinois, learn English, become citizens, buy homes, start businesses, send their children to college, and thrive economically;

WHEREAS, the State of Illinois plays a vital role in building upon the strengths of immigrants, enabling their speedy transition to self-sufficiency;

WHEREAS, the State of Illinois has historically been a national leader in creating innovative state initiatives that assist immigrants in integrating into life in the United States;

NOW THEREFORE, I, Rod Blagojevich, by virtue of the authority vested in me as Governor, do hereby order as follows:

1. The State of Illinois shall develop a New Americans Immigrant Policy that builds upon the strengths of immigrants, their families, and their institutions, and expedites their journey towards self-sufficiency. This policy shall enable State government to more effectively assist immigrants in overcoming barriers to success, and to facilitate host communities' ability to capitalize on the assets of their immigrant populations.
2. The Governor shall appoint a 15-person **New Americans Immigrant Policy Council** comprised of the chairs of the Joint Legislative Immigrant and Refugee Policy Task Force, a representative of the Illinois Coalition for Immigrant and Refugee Rights, and other appropriate parties. Representatives from the Governor's office and state agencies may participate on the Council, but they may not constitute a voting majority.
3. The New Americans Immigrant Policy Council shall consult broadly with immigrant leaders and host communities; identify "best practices"; make recommendations to the Governor on policies and programs of state government to equip immigrants with the necessary tools to become full contributing state residents; and assist state agencies in developing plans to assist immigrants and their host communities. The Council shall identify key policy areas for focus

and "best practices" models and make initial recommendations to the Governor by January 1, 2007.

4. The Illinois Department of Human Services (DHS) and the Illinois Department of Employment Security (DES) shall jointly lead the initiative and shall develop best practices, policies, and procedures and make recommendations for statewide policy and administrative changes. The Council shall advise DHS and DES and shall assist and guide subsequent state agencies as they develop plans.

5. State agencies shall develop New Americans plans that incorporate effective training and resources, ensure culturally and linguistically competent and appropriate services, and include administrative practices that reach out to and reflect the needs of the immigrant and Limited English Proficient population. State agencies shall consider the New Americans Immigrant Policy Council's recommendations in creating the agencies' plans. Agency plans should be submitted to the Governor for approval. All agencies' plans shall be tendered no later than September 1, 2007.

EFFECTIVE DATE

This Executive Order shall be in full force and effect upon its filing with the Secretary of State.



Rod R. Blagojevich, Governor

Issued by Governor: November 19, 2005

Filed with Secretary of State: November 21, 2005

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IN THE OFFICE OF
SECRETARY OF STATE



SPRINGFIELD, ILLINOIS

2006-01

JAN 09 2006

IN THE OFFICE OF
SECRETARY OF STATE

**EXECUTIVE ORDER FOR THE DEVELOPMENT
OF STATE AND REGIONAL WATER-SUPPLY PLANS**

WHEREAS, the citizens of Illinois rely on surface water and groundwater for personal consumption, and industries of the State use a significant amount of that water for economic development; and

WHEREAS, the increasing demands on Illinois' water resources and the impacts of drought may lead to conflicts between the multiple water supply users and may adversely affect the health of the State's citizens as well as adversely impacting the environment and the economy; and

WHEREAS, the quantity of surface water and groundwater in Illinois must be properly assessed through a sound planning process as an essential part of any responsible, economically viable and secure water supply development for the citizens of the State; and

WHEREAS, the Illinois Interagency Coordinating Committee on Groundwater, the Illinois State Water Survey, and the Illinois State Water Plan Task Force have identified the Priority Water Quantity Planning Areas that are most at risk for water shortages and conflicts; and

WHEREAS, the Illinois Integrated Water Quantity Planning and Management Committee recommends the development of regional aquifer and watershed plans for managing water supplies;

THEREFORE, BE IT ORDERED that the following actions shall be executed:

Consistent with the authority granted to the Department of Natural Resources under the Rivers, Lakes, and Streams Act, 615 ILCS 5/5 *et seq.* and the Level of Lake Michigan Act, 615 ILCS 50/1 *et seq.*, the authority of the Department of Natural Resources' Office of Water Resources under 20 ILCS 801/5-5, the Office of Water Resources, in coordination with the State Water Survey, shall:

1. Define a comprehensive program for state and regional water supply planning and management and develop a strategic plan for its implementation consistent with existing laws, regulations and property rights,
2. Provide for public review of the draft strategic plan for a water supply planning and management program;
3. Establish a scientific basis and an administrative framework for implementing state and regional water supply planning and management;
4. Develop a package of financial and technical support for, and encouragement of, locally based regional water supply planning committees. These committees, whether existing or new entities, shall be organized for participation in the development and approval of regional plans in the Priority Water Quantity Planning areas;

5. By December 31, 2006, ensure that Regional Water Quantity Plans are in process for at least two Priority Water Quantity Planning Areas.

EFFECTIVE DATE

This Executive Order shall be in full force and effect upon its filing with the Secretary of State.



Rod R. Blagoderich, Governor

Issued by Governor: January 9, 2006

Filed with Secretary of State: January 9, 2006

FILED
INDEX DEPARTMENT

JAN 09 2006

IN THE OFFICE OF
SECRETARY OF STATE



SPRINGFIELD, ILLINOIS

2006-02

EXECUTIVE ORDER AUTHORIZING THE ILLINOIS NAVAL MILITIA

WHEREAS, the Illinois Naval Militia, originally created by the Illinois General Assembly in 1893 was an authorized component of the Illinois State Military Department for ninety-five years, during which time the Illinois Naval Militia provided support to the State of Illinois. The Illinois Naval Militia ceased operations in 1988; and

WHEREAS, a State Naval Militia consisting of trained members of the United States Navy Reserve and/or United State Marine Corps Reserve, who by voluntary membership in the State Naval Militia create a pool of trained military maritime specialists within the State to assist in response to natural or manmade disasters, would provide the State with a valuable and ready resource; and

WHEREAS, the aftermath of September 11, Hurricane Katrina, and other natural or man-made disasters demonstrate the value of a State Naval Militia;

THEREFORE, I, Rod R. Blagojevich, pursuant to the powers vested in me by Article V, Sections 8 and 11 of the Illinois Constitution, I hereby order the following:

I. AUTHORIZATION

I hereby authorize the creation of the Illinois Naval Militia within the Department of Military Affairs.

II. EFFECTIVE DATE

This Executive Order shall be in full force and effect upon its filing with the Secretary of State.

A handwritten signature in cursive script, reading "Rod R. Blagojevich".

Rod R. Blagojevich, Governor

Issued by Governor: January 19, 2006

Filed with Secretary of State: January 19, 2006

FILED
INDEX DEPARTMENT

JAN 19 2006

IN THE OFFICE OF
SECRETARY OF STATE



2006-03

**AMENDMENT TO EXECUTIVE ORDER NUMBER 6 (2005)
WHICH CREATED THE ILLINOIS REGENERATIVE
INSTITUTE FOR STEM CELL RESEARCH**

WHEREAS, Executive Order Number 6 (2005) created the Illinois Regenerative Institute for Stem Cell Research; and

WHEREAS, the Illinois Department of Health was directed to develop the Illinois Regenerative Medicine Institute for Stem Cell Research (IRMI) within the Department that will provide for the awarding of grants to medical research facilities for the development of finding treatments and cures from stem cell research; and

WHEREAS, the IRMI will better benefit the State of Illinois by allowing the Illinois Department of Public Health to grant awards and enable research to start as expeditiously as possible; and

NOW, THEREFORE, BE IT RESOLVED that I, Rod Blagojevich, by virtue of the power vested in me as Governor, hereby amend Executive Order Number 6 (2005) to read as follows:

Illinois Department of Public Health (Grant Program)

The Director of the Illinois Department of Public Health shall develop an Illinois Regenerative Medicine Institute (IRMI) program within the department that will provide for the awarding of grants to medical research facilities for the development of finding treatments and cures from stem cell research.

The Department of Public Health shall issue and administer grants authorized by this Executive Order. All eligible grant recipients shall agree to and comply with all terms and conditions of the Department prior to acceptance of such awards.

The Department of Public Health shall issue an annual report to the Governor, and the appropriate appropriations committee of the General Assembly that sets forth grants awarded, grants in progress, research accomplishments, and future program directions.

Stem Cell Research Policy & IRMI Functions

All grants shall be consistent with the policies and functions of the Illinois Regenerative Medicine Institute (IRMI) program as set forth below:

1. The Department of Public Health shall establish the IRMI program and make grants and loans for stem cell research to study therapies, protocols, medical procedures, possible cures for, and potential mitigations of, major diseases, injuries, and orphan diseases; to support all stages of the process of developing cures, from laboratory research through successful clinical trials; to establish the

appropriate regulatory standards and oversight bodies for research and facilities development.

2. The IRMI program shall provide funding for stem cell research that involves adult stem cells, cord blood stem cells, pluripotent stem cells, totipotent stem cells, progenitor cells, the product of somatic cell nuclear transfer or any combination of those cells.
3. No funds authorized or made available under the IRMI program shall be used for research involving the reproductive cloning of a human being, fetuses from induced abortions or to create embryos through the combination of gametes solely for the purpose of research. As used in this Executive Order, "cloning of a human being" means asexual human reproduction by implanting or attempting to implant the product of nuclear transplantation into a woman's uterus to initiate a human pregnancy.
4. No funds shall be awarded to any person who knowingly, for valuable consideration, purchases or sells embryonic or cadaveric fetal tissue for research purposes. For the purposes of this paragraph, payment of customary medical charges for the removal, processing, disposal, preservation, quality control, storage, transplantation, or implantation of the tissue does not constitute valuable consideration. This paragraph does not prohibit reimbursement for removal, storage, or transportation of embryonic fetal tissue for research purposes pursuant to this Executive Order.

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Grantee Requirements & Conditions

Medical and scientific accountability standards

IN THE OFFICE OF
SECRETARY OF STATE

All eligible grantees shall agree to and comply with all terms and conditions of the Department, of this Executive Order, and the grant requirements which shall include, but not be limited to, the specific requirements and conditions as set forth below prior to acceptance of any such grant awards.

1. Informed consent. Standards for obtaining the informed consent of research donors, patients, or participants initially shall be generally based on the requirements at 45 CFR 46.116 for all research funded by the National Institutes of Health and consistent with the Guidelines for Human Embryonic Stem Cell Research issued by the National Academies of Sciences.
2. Controls on research involving humans. Standards for the review of research involving human subjects shall be generally based on the policies adopted at 45 CFR 46 for all research funded by the National Institutes of Health.
3. Limitations on payments for cells. Grants shall be limited in the use of the funds for the purchase of stem cells or stem cell lines to reasonable payment for removal, processing, disposal, preservation, quality control, storage, transplantation, implantation, or legal transaction or other administrative costs associated with these medical procedures and shall specifically include any required payments for medical or scientific technologies, products, or processes for royalties, patent, licensing fees, or other costs for intellectual property. Grant terms shall be consistent with the Guidelines for Human Embryonic Stem Cell Research issued by the National Academies of Sciences.
4. Patient privacy laws. Standards shall ensure compliance with State and federal patient privacy laws.
5. Time limits for obtaining cells. Standards shall set a limit on the time during which cells may be extracted from blastocysts, which shall initially be 8 to 12 days after cell division begins, not counting any time during which the blastocysts or cells have been stored frozen.
6. All grants and loan awards issued by the institute shall include intellectual property provisions that provide protections and incentives to encourage both the discovery and development of new knowledge and its transfer for the public benefit. It is the policy and objective of the institute to promote the utilization of intellectual property arising from program-supported research or development; to promote collaboration between commercial concerns and nonprofit organizations, including universities; to ensure that intellectual property is used in a manner to promote free competition and enterprise without unduly encumbering future

research and discovery; to ensure that the State obtains proportionate rights in institute-supported intellectual property; to protect the public against nonuse or unreasonable use of such intellectual property; and to minimize the costs of administering policies in this area.

Severability

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

Effective Date

This Executive Order shall become effective upon filing with the Secretary of State.



Rod R. Blagojevich, Governor

Issued by Governor: February 10, 2006

Filed with Secretary of State: February 10, 2006

FILED
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IN THE OFFICE OF
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FILED
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FEB 14 2006

IN THE OFFICE OF
SECRETARY OF STATE

2006-04

**EXECUTIVE ORDER CREATING THE GOVERNOR'S
ILLINOIS ABRAHAM LINCOLN BICENTENNIAL COMMISSION**

WHEREAS, Abraham Lincoln lived in Illinois from 1830 to 1861, passing during that time from a young adult to maturity as President of the United States during a critical point in the nation's history;

WHEREAS, he settled in Macon County in 1830 with his father's family and in 1831 set out on his own at New Salem in Menard County on a personal journey that took him from an unskilled laborer, store clerk, postmaster, surveyor, and self-taught lawyer to a state legislator and the nation's sixteenth president;

WHEREAS, Lincoln was inspired to enter the national political scene when the 1854 repeal of the Missouri Compromise threatened to expand slavery;

WHEREAS, he rose to national prominence in 1858 during the Lincoln-Douglas Debates where he appealed to the common sense and humanity of the people in charting a course for the country's future that embraced freedom for all its citizens;

WHEREAS, Abraham Lincoln lived, practiced law, married, and raised a family in Springfield from 1837 to his departure as president-elect to Washington, D. C., on February 11, 1861;

WHEREAS, determining that union could not be maintained by peaceful means, Abraham Lincoln preserved the United States of America through the crucible of civil war and encouraged re-union "with malice toward none and charity for all;"

WHEREAS, the martyred president lies at rest at Oak Ridge Cemetery in Springfield, and his exemplary life is commemorated at numerous private and public historic sites in Illinois;

WHEREAS, there is a national effort underway to commemorate the bicentennial anniversary of the 1809 birth of Abraham Lincoln, as historians have consistently regarded him as one of the nation's most significant presidents;

WHEREAS, many Illinois historical, tourist, and civic groups are beginning preparations for events and activities to commemorate the bicentennial of Lincoln's birth;

WHEREAS, it is desirable for the State of Illinois to create a commission to plan and carry out its own bicentennial tributes to Abraham Lincoln, and to coordinate those activities with the federal government's Abraham Lincoln Bicentennial Commission and other interested parties.

THEREFORE, I, Rod R. Blagojevich, hereby order the following:

I. ESTABLISHMENT

- A. There shall be established the Illinois Abraham Lincoln Bicentennial Commission (the "Commission").
- B. The commission shall be provided assistance and support services by the Office of the Governor, the Illinois Historic Preservation Agency, the Illinois Bureau of Tourism, and other planning agencies of state government in organizing the bicentennial celebration.

II. MEMBERSHIP

- A. The Commission shall include the following individuals or their respective designees: Governor, President of the Senate, Senate Minority Leader, Speaker of the House, House Minority Leader, Attorney General, Lieutenant Governor, Treasurer, Comptroller, Secretary of State, Illinois Congressional Delegation, Mayor of Chicago, and Mayor of Springfield.
- B. Membership shall also include representatives from the following organizations: Abraham Lincoln Presidential Library and Museum, Abraham Lincoln Presidential Library and Museum Foundation, Illinois Historic Preservation Agency, and the Illinois Bureau of Tourism.
- C. The Governor may also appoint up to 30 members from the areas of Academia, Business, the Arts, Community Development, Historic Preservation, the Civil Rights Community, as well as members of the general public.
- D. Members shall serve without compensation, but may be reimbursed for expenses.

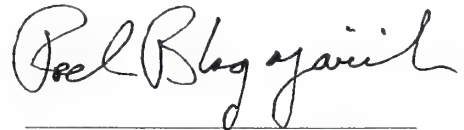
III. PURPOSE AND RESPONSIBILITIES

The purpose responsibilities of the Commission shall include, but not be limited to, the following:

- A. Lead Illinois' planning efforts to commemorate the significance of Abraham Lincoln to our state and national history.
- B. Research and make prioritized recommendations outlining the most effective and beneficial means for the State of Illinois to commemorate the Abraham Lincoln Bicentennial Celebration.
- C. Identify and pursue resources necessary to effectively communicate the bicentennial.
- D. Implement recommendations by working with the Governor's Office, appropriate state and local government agencies, members of the Illinois General Assembly, and organizations that are dedicated to commemorating the life of Abraham Lincoln.
- E. Coordinate communications with the Abraham Lincoln Bicentennial Congressional Caucus to ensure Illinois will be a significant state for events recognizing the contributions of Abraham Lincoln.
- F. Coordinate all scheduling of Illinois Abraham Lincoln bicentennial activities.
- G. The commission shall submit an annual report to the Governor and the General Assembly, including a list of recommended improvements to Abraham Lincoln commemorative locations.

IV. EFFECTIVE DATE

This Executive Order Number 7, (2006) shall be effective upon filing with the Secretary of State.



Rod R. Blagojevich, Governor

Issued by Governor: February 14, 2006

Filed with Secretary of State: February 14, 2006

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SPRINGFIELD, ILLINOIS

REVISED

2006-05

CONSTRUCTION ACTIVITIES
IN SPECIAL FLOOD HAZARD AREAS

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MAR 07 2006

IN THE OFFICE OF
SECRETARY OF STATE

WHEREAS, the State of Illinois has programs for the construction of buildings, facilities, roads, and other development projects and annually acquires and disposes of lands in floodplains; and

WHEREAS, federal financial assistance for the acquisition or construction of insurable structures in all Special Flood Hazard Areas requires State participation in the National Flood Insurance Program; and

WHEREAS, the Federal Emergency Management Agency has promulgated and adopted regulations governing eligibility of State governments to participate in the National Flood Insurance Program (44 C.F.R. 59-79), as presently enacted or hereafter amended, which requires that State development activities comply with specified minimum floodplain regulation criteria; and

WHEREAS, the Presidential Interagency Floodplain Management Review Committee has published recommendations to strengthen Executive Orders and State floodplain management activities;

NOW THEREFORE, by virtue of the authority vested in me as Governor of the State of Illinois, it is hereby ordered as follows

1 For purpose of this Order:

- A. "Critical Facility" means any facility which is critical to the health and welfare of the population and, if flooded, would create an added dimension to the disaster. Damage to these critical facilities can impact the delivery of vital services, can cause greater damage to other sectors of the community, or can put special populations at risk. The determination of Critical Facility will be made by each agency.

Examples of critical facilities where flood protection should be required include:

Emergency Services Facilities (such as fire and police stations)
Schools
Hospitals
Retirement homes and senior care facilities
Major roads and bridges
Critical utility sites (telephone switching stations or electrical transformers)
Hazardous material storage facilities (chemicals, petrochemicals, hazardous or toxic substances)

Examples of critical facilities where flood protection is recommended include:

Sewage treatment plants
Water treatment plants
Pumping stations

- B. "Development" or "Developed" means the placement or erection of structures (including manufactured homes) or earthworks; land filling, excavation or other alteration of the ground surface; installation of public utilities; channel modification; storage of materials or any other activity undertaken to modify the existing physical features of a floodplain.
- C. "Flood Protection Elevation" means one foot above the applicable base flood or 100-year frequency flood elevation.

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- OFFICE OF WATER RESOURCES, DEPARTMENT OF NATURAL RESOURCES, OFFICE OF WATER RESOURCES.
- E. "Special Flood Hazard Area" or "Floodplain" means an area subject to inundation by the base or 100-year frequency flood and shown as such on the most current Flood Insurance Rate Map published by the Federal Emergency Management Agency.
- F. "State Agencies" means any department, commission, board or agency under the jurisdiction of the Governor; any board, commission, agency or authority which has a majority of its members appointed by the Governor; and the Governor's Office.
2. All State Agencies engaged in any development within a Special Flood Hazard Area shall undertake such development in accordance with the following:
- A. All development shall comply with all requirements of the National Flood Insurance Program (44 C.F.R. 59-79) and with all requirements of 92 Illinois Administrative Code Part 700 or 92 Illinois Administrative Code Part 708, whichever is applicable.
- B. In addition to the requirements set forth in preceding Section A, the following additional requirements shall apply where applicable:
1. All new Critical Facilities shall be located outside of the floodplain. Where this is not practicable, Critical Facilities shall be developed with the lowest floor elevation equal to or greater than the 500-year frequency flood elevation or structurally dry floodproofed to at least the 500-year frequency flood elevation.
 2. All new buildings shall be developed with the lowest floor elevation equal to or greater than the Flood Protection Elevation or structurally dry floodproofed to at least the Flood Protection Elevation.
 3. Modifications, additions, repairs or replacement of existing structures may be allowed so long as the new development does not increase the floor area of the existing structure by more than twenty (20) percent or increase the market value of the structure by fifty (50) percent, and does not obstruct flood flows. Floodproofing activities are permitted and encouraged, but must comply with the requirements noted above.
3. State Agencies which administer grants or loans for financing development within Special Flood Hazard Areas shall take all steps within their authority to ensure that such development meets the requirements of this Order.
4. State Agencies responsible for regulating or permitting development within Special Flood Hazard Areas shall take all steps within their authority to ensure that such development meets the requirements of this Order.
5. State Agencies engaged in planning programs or programs for the promotion of development shall inform participants in their programs of the existence and location of Special Flood Hazard Areas and of any State or local floodplain requirements in effect in such areas. Such State Agencies shall ensure that proposed development within Special Flood Hazard Areas would meet the requirements of this Order.
6. The Office of Water Resources shall provide available flood hazard information to assist State Agencies in carrying out the responsibilities established by this Order. State Agencies which obtain new flood elevation, floodway, or encroachment data developed in conjunction with development or other activities covered by this Order shall submit such data to the Office of Water Resources for their review. If such flood hazard information is used in determining design features or location of any State development, it must first be approved by the Office of Water Resources.
7. State Agencies shall work with the Office of Water Resources to establish procedures of such Agencies for effectively carrying out this Order.
8. Effective Date. This Order supercedes and replaces Executive Order Number 4 (1979) and shall take effect on the first day of.


Rod R. Blagojevich, Governor

Issued by Governor: March 7, 2006
Filed with Secretary of State: March 7, 2006

FILED
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MAR 07 2006

IN THE OFFICE OF
SECRETARY OF STATE



SPRINGFIELD, ILLINOIS

FILED
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MAR 3 1 2006

IN THE OFFICE OF
SECRETARY OF STATE

2006-06

**EXECUTIVE ORDER TO CONSOLIDATE CERTAIN HUMAN RESOURCES,
PERSONNEL, PAYROLL, TIMEKEEPING, PROCUREMENT,
AND FINANCIAL PROCESSES**

WHEREAS, numerous State agencies independently perform similar administrative functions, including human resources, personnel, payroll, timekeeping, procurement, and financial processes (the "Common Administrative Functions");

WHEREAS, State agencies charged with executive and regulatory duties perform Common Administrative Functions, including: the Department of Central Management Services, the Department of Revenue, and the Department of Financial and Professional Regulation (the "Executive and Regulatory Affected Agencies");

WHEREAS, State agencies charged with public safety duties perform Common Administrative Functions, including: the Department of State Police, the Department of Corrections, the Department of Juvenile Justice, the Prisoner Review Board, the Law Enforcement Training and Standards Board, the Illinois Criminal Justice Information Authority, the Illinois Emergency Management Agency, the Office of the State Fire Marshal, and the Department of Military Affairs (the "Public Safety Affected Agencies," collectively with the Executive and Regulatory Affected Agencies the "Affected Agencies");

WHEREAS, State agencies, including the Affected Agencies, employ different standards and procedures to deliver the Common Administrative Functions, reducing the ability of all State agencies to share management knowledge and capitalize on synergies and economies of scale to the ultimate benefit of the taxpayers and all Illinoisans;

WHEREAS, combining Common Administrative Functions would, among other things, improve the State's ability to effectively provide services to State agencies, promote cross-training, improve career development for State employees, improve interactivity of State operations, and eliminate duplicate functions within State agencies;

WHEREAS, combining Common Administrative Functions facilitates the establishment of uniform accounting, payroll, and human resource processes with the Illinois Office of the Comptroller and the Office of the Auditor General;

WHEREAS, Article V, Section 11 of the Illinois Constitution authorizes the Governor to reassign functions or reorganize executive agencies that are directly responsible to him by means of executive order; and

WHEREAS, Section 3.2 of the Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "Reorganization" includes the transfer of functions from one agency to another.

THEREFORE, I hereby order:

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IN THE OFFICE OF
SECRETARY OF STATE

I. TRANSFER OF FUNCTIONS AND CREATION OF NEW DIVISIONS

- A. Effective June 1, 2006, a Division of Shared Services is created within the Department of Revenue. The Executive and Regulatory Affected Agencies' Common Administrative Functions and all associated powers, duties, rights, and responsibilities attendant thereto shall be transferred to and consolidated under the jurisdiction of the Department of Revenue, Division of Shared Services, which will provide services for the benefit of the Executive and Regulatory Affected Agencies, provided however, that those functions that are unique to an Executive and Regulatory Affected Agency or that are inextricably integrated with the statutory mandate of such Executive and Regulatory Affected Agency shall not be deemed Common Administrative Functions and shall not be transferred pursuant to this Executive Order. Functions inextricably integrated with the statutory mandate of Executive and Regulatory Affected Agencies include, but are not limited to, the authority to: collect taxes and administrative fees; issue refunds; impose statutory fines, penalties, and restitution; issue, revoke or otherwise discipline licenses; and administer statewide personnel, labor relations, and procurement rules and standards.
- B. Effective June 1, 2006, a Division of Shared Services is created within the Department of Corrections. The Public Safety Affected Agencies' Common Administrative Functions and all associated powers, duties, rights, and responsibilities attendant thereto shall be transferred to and consolidated under the jurisdiction of the Department of Corrections, Division of Shared Services, which will provide services for the benefit of the Public Safety Affected Agencies, provided however, that the functions that are unique to a Public Safety Affected Agency or that are inextricably integrated with the statutory mandate of such Public Safety Affected Agency shall not be deemed Common Administrative Functions and shall not be transferred pursuant to this Executive Order. Functions inextricably integrated with the statutory mandate of Public Safety Affected Agencies include, but are not limited to, the public safety training of sworn police officers and correctional officers.
- C. The statutory powers, duties, rights, responsibilities, and liabilities of the Affected Agencies associated with the Common Administrative Functions derive from, among others, the following statutory provisions:
1. Civil Administrative Code of Illinois (Executive Branch): 20 ILCS 5/5-645.
 2. Department of Central Management Services: 20 ILCS 405/405-10, 100, 200.
 3. Department of Revenue: 20 ILCS 2505/2505-10 *et seq.*
 4. Department of Financial and Professional Regulation: 20 ILCS 1205/6, 8; 20 ILCS 1405/1405-5; 20 ILCS 2105/2105-15; 20 ILCS 3205/5 *et seq.*; 205 ILCS 5/1 *et seq.*; 215 ILCS 5/1 *et seq.*; 225 ILCS 2/1 through 225 ILCS 745/175; Executive Order Number 6 (2004).
 5. Department of State Police: 20 ILCS 2605/15, 45, 400, 550.
 6. Office of the State Fire Marshal: 20 ILCS 2905/2.
 7. Department of Corrections: 730 ILCS 5/3-2-2, 2.1, 2.2.
 8. Department of Juvenile Justice: 730 ILCS 5/3-2.5-15, 20, 50.
 9. Prisoner Review Board: 730 ILCS 5/3-3-2.
 10. Law Enforcement Training and Standards Board: 50 ILCS 705/5, 9, 9.1.
 11. Illinois Criminal Justice Information Authority: 20 ILCS 3930/7, 9.
 12. Illinois Emergency Management Agency: 20 ILCS 3305/5 *et seq.*

II. EFFECT OF TRANSFERS

The powers, duties, rights, and responsibilities transferred by the Affected Agencies and consolidated in the new Divisions of Shared Services shall not be affected by this Executive Order, except that such Common Administrative Functions shall be performed by the new Divisions of Shared Services as of the effective date of the transfers.

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IN THE OFFICE OF
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- A. Personnel employed by the Executive and Regulatory Affected Agencies who are engaged in the performance of those Common Administrative Functions transferred to the Department of Revenue, Division of Shared Services, by this Executive Order may be transferred to the Department of Revenue, Division of Shared Services, pursuant to the direction of the Governor or his designee. Personnel employed by the Public Safety Affected Agencies who are engaged in the performance of those Common Administrative Functions transferred by this Executive Order may be transferred to the Department of Corrections, Division of Shared Services, pursuant to the direction of the Governor or his designee.
- B. All books, records, papers, documents, state property (real and personal), contracts, and pending business pertaining exclusively to the powers, duties, rights, and responsibilities transferred by this Executive Order from the Affected Agencies to the appropriate Division of Shared Services, including but not limited to, material in electronic or magnetic format and necessary computer hardware and software, shall be delivered to the Divisions of Shared Services.
- C. All unexpended appropriations and balances and other funds available for use in connection with any of the Common Administrative Functions of the Affected Agencies transferred by this Executive Order to the appropriate Division of Shared Services may be transferred for use by the appropriate Division of Shared Services for the Common Administrative Functions pursuant to the direction of the Governor. Unexpended balances transferred must be expended for the purpose for which the appropriations were originally made.

III. SAVINGS CLAUSE

- A. The rights, powers, duties, and functions transferred to the Department of Revenue and the Department of Corrections by this Executive Order shall be vested in, and shall be exercised by, the respective Departments. Each act done in exercise of such rights, powers, duties, and functions shall have the same legal effect as if done by the Affected Agencies or the divisions, officers, or employees from which they were transferred.
- B. Every person or officer shall be subject to the same obligations and duties and any penalties, civil or criminal, arising therefrom, and shall have the same rights arising from the exercise of such rights, powers, and duties as had been exercised by the Affected Agencies from which they were transferred.
- C. Notwithstanding any provision to the contrary in Illinois law, no ticket or share in any Illinois Lottery game shall be purchased by, and no prize shall be paid to, an employee of any Executive and Regulatory Affected Agency, or any contract employee thereof, who is involved with the Common Administrative Functions being transferred pursuant to this Executive Order and has any duty or responsibility associated with Illinois Lottery drawings or game operations, including, but not limited to, the selection of vendors or the administration of contracts associated with

such drawings or game operations. All other employees of the Affected Agencies may purchase tickets or shares in any Illinois Lottery game and may receive Lottery game prize payments.

- D. Whenever reports or notices are now required to be made or given or paper or documents furnished or served by any person in regard to the Common Administrative Functions transferred to or upon the Affected Agencies from which the Common Administrative Functions were transferred, the same shall be made, given, furnished, or served in the same manner to or upon the Department of Revenue, Division of Shared Services, or the Department of Corrections, Division of Shared Services, as appropriate.
- E. This Executive Order shall not affect any act completed, ratified, or canceled as well as any right occurring or established, or any action or proceeding had or commenced in an administrative, civil, or criminal cause regarding the Common Administrative Functions transferred, but such proceedings may be continued by the Department of Revenue, Division of Shared Services or the Department of Corrections, Division of Shared Services, as appropriate.
- F. This Executive Order shall not affect the legality of any rules in the Illinois Administrative Code regarding the Common Administrative Functions transferred in this Executive Order that are in force on the effective date of this Executive Order. If necessary, however, the Affected Agencies shall propose, adopt, or repeal rules, rule amendments, and rule recodifications as appropriate to effectuate this Executive Order.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstances is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which should be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared severable.

V. EFFECTIVE DATE

This Executive Order shall become effective on the 61st day after its delivery to the General Assembly.


ROD R. BLAGOJEVICH
Governor

Issued by Governor: March 31, 2006

Filed with Secretary of State: March 31, 2006

FILED
INDEX DEPARTMENT

MAR 31 2006

IN THE OFFICE OF
SECRETARY OF STATE



FILED
INDEX DEPARTMENT

JUN 30 2006

IN THE OFFICE OF
SECRETARY OF STATE

2006-07

**EXECUTIVE ORDER TO CONTINUE THE COUNCIL ON RESPONSIBLE
FATHERHOOD**

WHEREAS, it is the policy of this State to promote the recognition of the importance of the participation of both parents in the lives of their children; and

WHEREAS, social policy and practice have often focused on the difficulties of raising a child in a single-parent family and have often created barriers to the involvement of both parents in their child's life; and

WHEREAS, it is the goal of this State to promote the financial and emotional responsibilities of fatherhood; and

WHEREAS, it is the goal of this State to provide assistance in preparing fathers for the legal, financial, and emotional responsibilities of fatherhood; and

WHEREAS, it is the goal of this State to promote the establishment of paternity upon the birth of a child; and

WHEREAS, it is the goal of this State to identify and promote methods that reduce negative outcomes experienced by children affected by divorce, separation, and disputes concerning custody and visitation.

THEREFORE, pursuant to the power vested in me by Article V, Section 11 of the Illinois Constitution, I, Rod R. Blagojevich, hereby order the following:

I. CONTINUATION AND REORGANIZATION

The Council on Responsible Fatherhood shall be continued in the form described herein and relocated within the Department of Human Services.

II. MEMBERSHIP

- A. The Council shall consist of 21 members appointed by and serving at the pleasure of the Governor.
- B. Members appointed by the Governor must be chosen on the basis of their interest in and experience with children and families.
- C. The Governor shall select one member of the Council to be the Chairperson.
- D. The Speaker of the House of Representatives, the Minority Leader of the House of Representatives, the President of the Senate, and the Minority Leader of the Senate shall each appoint one ex officio, non-voting member.
- E. A majority of the members appointed by the Governor shall constitute a quorum.

- F. Members of the Council shall serve without compensation, but may be reimbursed for their actual expenses in carrying out their duties as members of the Council.
- G. All members appointed to the Council on the effective date of this Executive Order shall remain members of the Council, subject to the provisions of this Executive Order.
- H. The Department of Human Services shall provide staff and other support services to the Council.

III. DUTIES

The Council shall have the following duties:

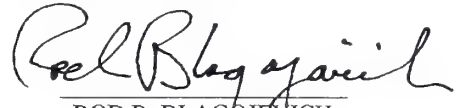
- A. To develop a comprehensive plan that promotes the positive involvement of fathers in their children's lives.
- B. To evaluate State programs, government policies, and community initiatives related to fatherhood and to make recommendations regarding those programs, policies, and initiatives to the Governor and the General Assembly.
- C. To convene a statewide symposium in order to discuss and resolve issues related to responsible fatherhood and the importance of the participation of both parents in their children's lives.
- D. Subject to appropriation, to develop criteria for and to issue requests for proposals for grants for responsible fatherhood projects and activities related to responsible fatherhood projects that are approved by the Council.
- E. To receive grants, contributions, and other funds for the purpose of projects and activities related to responsible fatherhood.
- F. To submit a report on or before January 1 of each year, to the Governor and the General Assembly concerning its findings and recommendations.

IV. FUNDS

Grants, contributions and other funds received by the Council on Responsible Fatherhood must be deposited into the Responsible Fatherhood Fund, a special fund created in the State treasury, and, subject to appropriation and as directed by the Department of Human Services may be expended for the purposes of this Executive Order.

V. EFFECTIVE DATE

This Executive Order shall become effective upon filing with the Secretary of State.


ROD R. BLAGOJEVICH
Governor

Issued by Governor: June 30, 2006
Filed with Secretary of State: June 30, 2006

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JUL 13 2006

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2006-08

**EXECUTIVE ORDER CREATING THE DIVISION OF PATIENT SAFETY
WITHIN THE DEPARTMENT OF PUBLIC HEALTH**

WHEREAS, nearly 98,000 Americans die each year as a result of preventable medical errors and these patient safety errors cost Americans as much as \$50 billion per year;

WHEREAS, thousands of Illinoisans die each year as a result of medical errors, costing Illinois citizens more than \$1.5 billion per year in increased patient insurance premiums, hospital costs, co-pays, physician insurance rates, and prescription drug costs;

WHEREAS, current law, such as the Illinois Adverse Health Care Events Reporting Law and the Hospital Report Card Act, require the Department of Public Health to track medical errors and to create hospital report cards to apprise the public of existing problems;

WHEREAS, Illinois has created the Electronic Health Records Taskforce which is currently developing an electronic health records system in the State;

WHEREAS, the Illinois Health Network provides information technology upgrades for rural health care facilities to enable hospitals to quickly transmit information such as radiology images on-line;

WHEREAS, Illinois strives to remain at the forefront of health care and patient safety while reducing health care costs to Illinois taxpayers;

THEREFORE, I, Rod R. Blagojevich, hereby order the following:

I. Creation of the Division of Patient Safety Within the Department of Public Health

There is hereby created a Division of Patient Safety (the "Division") which shall be located within the Department of Public Health (the "Department") that will consolidate the Department's efforts to eliminate medical errors.

II. Powers and Duties

The Department shall work with existing advisory committees and additional persons, as necessary, to ensure that representatives of affected constituencies are informed of the work of the Division. The Division's powers and duties shall include, but not be limited to, the following:

1. To encourage all medical providers to utilize e-prescribing programs by 2011. E-prescribing allows a physician to legibly write and electronically send prescriptions to reduce the risk of medication errors.
2. To evaluate the areas within Illinois in need of enhanced technology to support e-prescribing programs.

3. To determine the types of technology needed to implement the e-prescribing program.
4. To coordinate with the Illinois Department of Financial and Professional Regulation and the Department of Healthcare and Family Services to draft and issue recommended medication practices such as prescribing, dispensing, and maintenance to all health care providers.
5. To expand the Department's nursing home database to include information such as staffing ratios, medication distribution, on-site services, and citations issued against each facility, enabling consumers to make well-informed decisions.
6. To implement and expand the State's efforts at health care provider information transparency, such as the Hospital Report Card, the Consumer Guide to Health, and similar efforts to ensure that health care consumers and purchasers may make informed choices regarding the quality and cost effectiveness of medical care.
7. To implement the Illinois Adverse Health Care Events Reporting Law.

III. Savings Clause

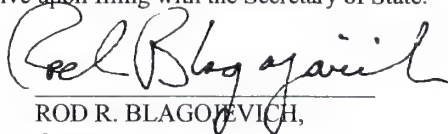
Nothing in this Executive Order shall be construed to contravene any state or federal law.

IV. Severability

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

V. Effective Date

This Executive Order shall become effective upon filing with the Secretary of State.



ROD R. BLAGOJEVICH,
Governor

Issued by Governor: July 13, 2006

Filed with Secretary of State: July 13, 2006

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2006-09

**EXECUTIVE ORDER RELATING TO PEER-TO-PEER FILE-SHARING
SOFTWARE**

WHEREAS, all State agencies have a responsibility to prevent and eliminate fraud, piracy, and theft, and every State employee has an affirmative responsibility to report incidents of fraud, piracy, and theft; and

WHEREAS, the State of Illinois is entrusted with the proper and ethical operation and maintenance of its information management systems to prevent fraud, piracy, and theft; and

WHEREAS, the use of certain peer-to-peer file-sharing on State computers creates a potential security risk by allowing individuals outside of State government to access the State's information management systems; and

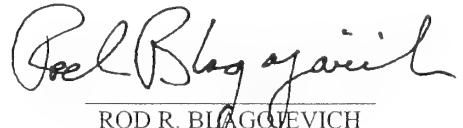
WHEREAS, without adequate protections and procedures in place, the use of peer-to-peer file-sharing software can result in the presence of viruses and malicious programs on State information management system computers and networks and consume network resources resulting in inefficient performance of those systems;

NOW THEREFORE, I, ROD BLAGOJEVICH, Governor of the State of Illinois, by virtue of the power and authority vested in me by the Constitution and the laws of the State of Illinois, do hereby order:

1. The Department of Central Management Services shall develop a statewide policy for use by each State agency, department, board, and commission under the jurisdiction of the Governor which prohibits unauthorized or illegal use of peer-to-peer software programs. While most software has inherent risks, it is unauthorized or illegal use that poses the greatest risk to the security and integrity of the State's information management systems. The policy shall also define authorized use of legitimate file-sharing between, among, or within federal, State, or local government entities for official business, or law enforcement purposes, the use of which should not pose security risks to the government's computer systems.
2. The Department of Central Management Services shall assess the availability and cost effectiveness of technologies that may be used to prevent fraud, piracy, and theft by prohibited peer-to-peer file-sharing activities on State government computers, networks, and other information management systems.

3. The chair or executive director of each State agency, department, board, or commission shall be responsible for ensuring compliance with the statewide policy. CMS shall use its best efforts to develop a policy that minimizes any negative fiscal impact on State agencies.
4. For purposes of this executive order, "peer-to-peer file-sharing software" means computer software, other than computer and network operating systems, that has as its primary function the capability of allowing the computer on which the software is used to designate files available for transmission to another computer using the software, to transmit files directly to another computer using the software, and to request transmission of files from another computer using the software.

This Executive Order shall become effective upon filing with the Secretary of State.



ROD R. BLAGOJEVICH
Governor

Issued by Governor: September 11, 2006

Filed with Secretary of State: September 11, 2006

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SEP 29 2006

IN THE OFFICE OF
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EXECUTIVE ORDER TO ESTABLISH THE ILLINOIS PARENT LEADERSHIP COUNCIL

WHEREAS, the State of Illinois is committed to investing in Illinois children, parents and families in order to promote the success of Illinois students; and

WHEREAS, the State of Illinois recognizes the key role parents play in student achievement; and

WHEREAS, students whose parents are involved in their education have better school attendance, earn higher grades and test scores, and have greater long-term success following high school graduation; and

WHEREAS, high achieving schools involve parents in decision-making and student learning and promote communication between parents, students and teachers; and

WHEREAS, the Illinois State Board of Education promotes parental involvement in education; and

WHEREAS, the Illinois State Board of Education administers the Parental Involvement Pilot Project to make grants available to Illinois school districts to encourage parental participation; and

WHEREAS, continued support for parental participation requires cooperation and collaboration among parents, State and local education officials;

NOW THEREFORE, I, ROD BLAGOJEVICH, Governor of the State of Illinois, by virtue of the power and authority vested in me by the Constitution and the laws of the State of Illinois, do hereby order:

I. Creation of the Illinois Parent Leadership Council

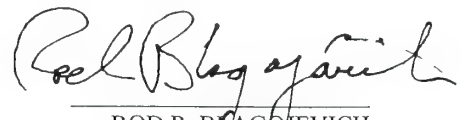
- (a) There is created the Illinois Parent Leadership Council ("the Council"). The purpose of the Council is to serve as an advisory body to the Illinois State Board of Education and Office of the Governor as well as to serve in a leadership capacity, setting examples for Illinois parents and educators on the importance of parental involvement in education.
- (b) The Council shall consist of at least thirteen individuals appointed by the Governor. Appointees to the Council shall represent parents or guardians of children currently enrolled in Illinois schools, and educators and community leaders with experience in local parental involvement projects.
- (c) Appointments to the Council shall represent different geographic areas of the State, which shall include:
 - (1) Four members representing Cook County, at least one of whom shall represent Suburban Cook County;

- (2) Three members representing Kane, Lake, DuPage, Will, and McHenry Counties;
- (3) Six members representing counties outside of Cook, Kane, Lake, DuPage, Will, and McHenry Counties.
- (d) Members of the Council will be appointed for 3-year terms, except for an appointment to fill an unexpired term, in which event the appointment shall be for the remainder of the unexpired term.
- (e) The Council shall select a chairperson.
- (f) The Council shall meet at least quarterly, and the chairperson and Illinois State Board of Education may convene the Council at any time.
- (g) A vacancy in the membership of the Council shall not impair the right of a quorum to exercise all the rights and perform all the duties of the Council. A majority of Council members then appointed constitutes a quorum. A majority vote of the quorum is required for a Council decision.
- (h) The State Superintendent of Education or his or her designee shall serve without voting rights as Secretary to the Council. The Illinois State Board of Education shall provide necessary staff assistance to the Council.

II. Duties of the Illinois Parent Leadership Council

- (a) To identify best practices in parent involvement at schools within Illinois, as well as other states, and to develop recommendations addressing how those practices can be adopted and implemented in Illinois schools.
- (b) To provide assistance and advice to the Illinois State Board of Education on parent involvement in Illinois schools and its impact on student achievement, communication and partnerships with community and other groups, and school family involvement policies.
- (c) To make recommendations to the Illinois State Board of Education on State resources and materials that could promote and improve parental participation in Illinois schools.
- (d) To submit an Annual Report to the Illinois State Board of Education and Office of the Governor detailing their findings and recommending action items for implementation.

This Executive Order shall take effect immediately upon filing with the Secretary of State.



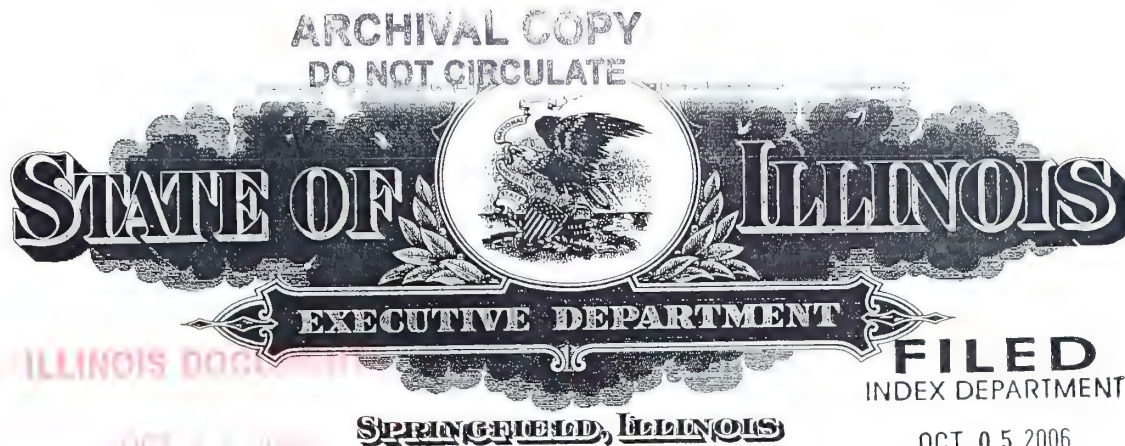
ROD R. BLAGOJEVICH
Governor

Issued by Governor: September 29, 2006
Filed with Secretary of State: September 29, 2006

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2006-11

**EXECUTIVE ORDER ON CLIMATE CHANGE AND GREENHOUSE GAS
REDUCTION**

WHEREAS, the scientific consensus is that increasing emissions of greenhouse gases are causing global temperatures to rise at rates that could cause worldwide economic disruption, environmental damage and public health crises;

WHEREAS, global warming is largely due to the combustion of fossil fuels that release carbon dioxide and other greenhouse gases that trap heat in the atmosphere;

WHEREAS, the Intergovernmental Panel on Climate Change and the National Academy of Sciences have reported that atmospheric carbon dioxide is at the highest level in more than 500,000 years;

WHEREAS, average global temperatures were the hottest on record ten of the past sixteen years. Scientists have predicted that temperatures in Illinois could rise significantly by the end of this century, leading to hotter summers, shorter winters, and increased drought and flood events;

WHEREAS, these effects could strain drinking water supplies, overwhelm sewage treatment capacity, reduce the water level of Lake Michigan, destroy wetlands, erode soil, and harm croplands, ecosystems and habitats, among other damaging effects;

WHEREAS, leading climatologists have estimated that less than a decade remains before global warming could be irreversible and that governments, businesses and households must act now to reduce greenhouse gas emissions;

WHEREAS, 165 countries and other entities around the world have signed the Kyoto protocol in recognition of the urgency in acting to reduce greenhouse gas emissions;

WHEREAS, many business leaders, including large manufacturing and insurance companies worldwide, have recognized the need to reduce greenhouse gas emissions;

WHEREAS, the United States government has failed to sign the Kyoto protocol or to enact policies to reduce national greenhouse gas emissions;

WHEREAS, this lack of federal leadership leaves the United States, the world's largest emitter of greenhouse gases, without an effective national strategy to address the threat of global climate change, that includes rising sea levels, droughts, flooding, severe weather events, the expansion of diseases and invasive species, and economic dislocation;

WHEREAS, the State of Illinois recognizes that states can play an integral role in adopting policies to address climate change and promote strategies to reduce greenhouse gases while advancing technologies to develop clean, renewable and homegrown energy resources;

WHEREAS, the State of Illinois is a national leader in addressing climate change by reducing greenhouse gas emissions through the production and use of biofuels, purchasing renewable power, encouraging agricultural conservation projects that sequester carbon, and proposing an aggressive energy independence plan that includes strategies to reduce carbon emissions, generate renewable energy and invest in energy efficiency resources;

WHEREAS, Illinois is one of the leading states in a multi-state effort to develop a national greenhouse gas registry that businesses and other entities can use to measure and manage greenhouse gas emissions;

WHEREAS, many clean energy and energy efficiency policies that reduce emissions of greenhouse gases can also boost economic development, create jobs, stabilize energy prices, improve air quality, and reduce traffic congestion, among other benefits; and

WHEREAS, Illinois' leadership in the development of state and regional climate change policies will ensure that Illinois businesses and other institutions will be well prepared to adapt to any national climate change policy.

NOW THEREFORE, I, ROD BLAGOJEVICH, Governor of the State of Illinois, by virtue of the power and authority vested in me by the Constitution and the laws of the State of Illinois do hereby order:

I. Creation of the Illinois Climate Change Advisory Group

- (a) There is created the Illinois Climate Change Advisory Group ("the Advisory Group"). The purpose of the Advisory Group is to provide recommendations to the Office of the Governor regarding climate change policy.
- (b) The Advisory Group shall consist of individuals appointed by the Governor and shall be chaired by the Director of the Illinois Environmental Protection Agency. The Advisory Group will include representatives from business, labor unions, environmental groups, agriculture, the energy sector, as well as scientists and economists from throughout Illinois.
- (c) Members of the Advisory Group shall serve at the pleasure of the Governor and shall meet regularly to accomplish the goals of the Advisory Group. The members shall serve without compensation. The chairperson may convene the Advisory Group at any time.
- (d) A vacancy in the membership of the Advisory Group shall not impair the right of a quorum to exercise all the rights and perform all the duties of the Advisory Group. A majority of Advisory Group members then appointed constitutes a quorum. A majority vote of the quorum is required for a Advisory Group decision.
- (e) The Illinois Environmental Protection Agency shall provide necessary staff assistance to the Advisory Group.

II. Duties of the Illinois Climate Change Advisory Group

- (a) The Advisory Group shall, after fully considering the full range of policies and strategies regarding climate change, present proposals to the Governor to reduce statewide greenhouse gas emissions.
- (b) The Advisory Group shall present its findings and recommendations, including an inventory of existing and planned actions to reduce greenhouse gas emissions, to the Governor by June 30, 2007.

III. Membership in the Chicago Climate Exchange

It is the intent for the State of Illinois to join Chicago Climate Exchange (CCX), a greenhouse gas emissions registry, reduction and trading system, to reduce emissions from governmental activities by 6% by 2010. The Illinois Environmental Protection Agency shall review all terms associated with joining the CCX and shall make a recommendation to the Governor

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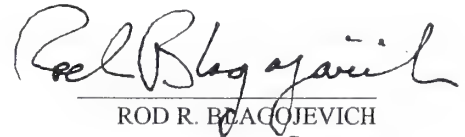
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regarding the terms of membership in the CCX. Membership in the CCX will allow the State to lead by example in achieving meaningful reductions in its own greenhouse gas emissions associated with State government operations as well as gain valuable experience in participating in a market-based mechanism for reducing greenhouse gas emissions and improving the efficiency of state government operations.

IV. Reporting Requirements

The Illinois Environmental Protection Agency shall produce an annual report to the Governor at the end of each fiscal year tracking statewide greenhouse gas emissions in Illinois and forecasted trends. Additionally, the Illinois Environmental Protection Agency shall annually document the greenhouse gas emissions of State government, and track progress towards meeting the CCX reduction targets.

This Executive Order shall take effect immediately upon filing with the Secretary of State.


ROD R. BLAGOJEVICH
Governor

Issued by Governor: October 5, 2006

Filed with Secretary of State: October 5, 2006

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2006-12

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**EXECUTIVE ORDER REQUIRING PROPER END-OF-LIFE MANAGEMENT OF
COMPUTERS AND OTHER ELECTRONIC EQUIPMENT**

WHEREAS, the use of computers and other electronic equipment by the State of Illinois is necessary and pervasive; and

WHEREAS, some high-tech equipment contains toxic chemicals such as brominated flame retardants in plastics and circuit boards, beryllium alloys in connectors, lead-tin based solders, lead- and barium-laden cathode ray tubes, and mercury lamps; and

WHEREAS, the State of Illinois is entrusted by the citizens of the State to be a responsible environmental steward; and

WHEREAS, the improper recycling and or disposal of electronic equipment has the potential to inflict serious health and environmental damage; and

WHEREAS, the lack of federal environmental regulations to govern the sale, transfer and export of scrap electronics, cannibalized parts and obsolete computers, printers and other electronic equipment continues to result in disposal practices harmful to the environment, including populations of third-world countries; and

WHEREAS, it is incumbent upon the State to ensure that procedures exist within Illinois Government to protect and secure confidential and other sensitive data and keep pace with these technological advances; and

WHEREAS, it is prudent to require that all computer and electronic equipment that leave the control of the State of Illinois be reutilized and redistributed to maximize taxpayer financed assets, or disposed of by means of transfer, donation, sale or recycling;

THEREFORE, I Rod R. Blagojevich, Governor of the State of Illinois, hereby order the following:

- I. All state agencies, boards, and commissions shall immediately review all procedures to ensure that they are in compliance with P.A. 93-0306, Data Security on State Computers Act (20 ILCS 450/1 et. seq.), that I signed into law on July 23, 2003.
- II. The Illinois Department of Central Management Services (CMS) shall develop and implement procedures and programs to ensure that any and all operable and inoperable information technology and electronic equipment, including but not limited to, desktops, laptops, servers, internal/external storage drives, portable drives, printers, copiers, fax machines, and other electronic components (E-Scrap), that are deemed excess or surplus to the State's needs shall be removed from state service, and properly redistributed, reutilized, recycled or disposed of in an environmentally responsible manner consistent with the Illinois Finance Act, Illinois Property Control Act and all applicable state and federal environmental laws.

procedures, rules, and programs to ensure that all hard drives, external storage drives, servers, etc., of state-owned electronic data processing and information technology equipment be cleared of all data, software, and operating systems prior to transfer, donation or sale.

- IV. Savings Clause: Nothing in this Executive Order shall be construed to contravene any applicable state or federal law.
- V. Severability. If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application.
- VI. Effective Date: This Executive Order becomes effective upon filing with the Secretary of State.


Rod R. Blagojevich, Governor

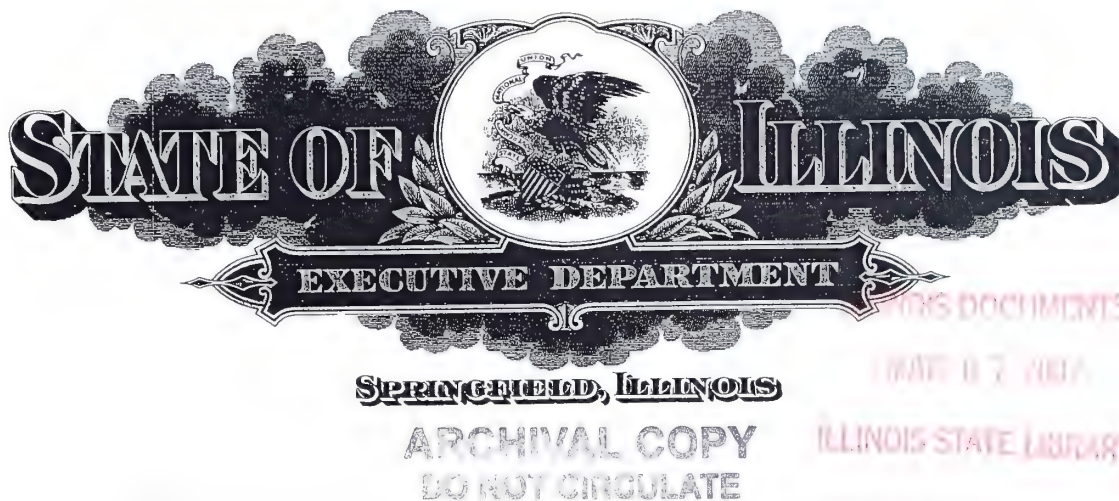
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Filed with Secretary of State: October 30, 2006

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OCT 30 2006

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EXECUTIVE ORDER

NUMBER 1 (2007)

**EXECUTIVE ORDER PROTECTING THE INTEGRITY
OF STATE PROCUREMENT**

WHEREAS, the State of Illinois and governments within the State of Illinois are responsible for the prudent, efficient and ethical management of taxpayer dollars;

WHEREAS, the management of taxpayer dollars from time to time involves contracting with the private sector for the procurement of goods and services;

WHEREAS, the prudent expenditure of public dollars requires that the State and all Illinois governments' procurement processes lead to the selection of qualified and responsible contractors who have the ability to perform the contract;

WHEREAS, the State's procurement interests are served by doing business with contractors who conduct business with the highest standards of integrity and whose selection is based solely on ability to provide goods and services on terms most favorable to the State;

WHEREAS, lobbying on government procurements by family members of the Governor of the State of Illinois could undermine public confidence in the government procurement process;

WHEREAS, lobbying on government procurements by state government employees who have exercised authority over the procurement process also could undermine public confidence in the government procurement process; and

WHEREAS, State law directs that in the procurement of goods and services, the State act in a manner that maintains the integrity and public trust of State Government [30 ILCS 500/50-1];

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FEB 28 2007

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FEB 28 2007

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THEREFORE, I hereby order the following:

I. Warrant and Certification Requirement

Seeking to protect these interests, the State requires that all contractors, vendors and bidders subject to this Executive Order warrant and certify that they and, to the best of their knowledge, their subcontractors have complied and will comply with the requirements set forth in this Order. All Chief Procurement Officers in the State shall issue whatever notices and directives they deem necessary to carry out this Order.

II. Definitions

The following definitions shall apply to this Order:

- (a) "State Procurement" means an agreement by a Contractor or Vendor with an agency under the jurisdiction of the Governor and/or the Office of the Governor to provide goods and/or services.
- (b) "Related Procurement" means an agreement to provide to a Related Government any goods and/or services.
- (c) "Related Government" means a municipal, county, township, board, commission, authority, or other unit of government in the State of Illinois.
- (d) "Contractor," "Vendor," or "Bidder" means a person, partnership, corporation or other entity which has or seeks to have a contract with the State.
- (e) "Subcontractor" means a person, partnership, corporation or other entity which enters into a contract with a contractor for performance of some or all of the contracted work.
- (f) "Procurement Lobbying Activities" means (i) any communication with any official or employee of State Government or any Related Government for the ultimate purpose of influencing executive, legislative or administrative action, undertaken by a lobbyist not solely a bona fide employee of the Contractor, Vendor or Bidder, where the action that the

communication is intended to influence is a State Procurement or Related Procurement; or (ii) retaining an individual (who is not solely a bona fide employee of the procuring entity) or entity for the purposes of providing advice and/or counsel regarding government relations as regards State Procurement or Related Procurement. "Procurement lobbying activities" for purposes of this Order does not mean the bona fide practice of law related to procurement.

- (g) "Procurement authority" means the authority to participate personally and substantially in decisions to award State contracts with a cumulative value of over \$25,000. "Procurement authority" for purposes of this order does not include counsel regarding the procurement process by an attorney acting in a legal capacity.
- (h) "Lobbyist" means a person registered as a lobbyist under the Lobbyist Registration Act, 25 ILCS 170, a person who should be registered as a lobbyist under the Lobbyist Registration Act, or a person who undertakes procurement lobbying activities.
- (i) "Family member" means father, mother, son, daughter, brother, sister, uncle, aunt, husband, wife, father-in-law, mother-in-law, brother-in-law, or sister-in-law.

III. Scope

This Order applies to all State Procurement processes initiated after the effective date of the Order, regardless of (a) which statutes, administrative rules or policies govern their procurement, (b) what method of procurement is used to procure the goods or services, or (c) any other characteristic of the procurement, as long as the value of the contract exceeds \$25,000. The prohibitions in Section IV herein shall begin on the effective date of this Order and shall not impose any consequences on procurement lobbying activities undertaken before the effective date.

IV. Restrictions on Procurement Lobbying

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(a) No Contractor, Vendor or Bidder may cause, direct or permit any procurement lobbying activities on its behalf to be undertaken by a family member of the then-serving Governor of the State of Illinois.

(b) No Contractor, Vendor or Bidder may cause, direct or permit any procurement lobbying activities on its behalf to be undertaken by a former employee of the State of Illinois who had procurement authority at any time during the one-year period immediately preceding the procurement lobbying activities.

V. Enforcement and Remedies:

(a) Compliance with this Order is a material term of any State Procurement. If a Contractor, Vendor or Bidder on a State Procurement violates the terms of this Order the State shall be entitled to all remedies for a material breach of the State Procurement contract including but not limited to: (1) termination of the State Procurement without any additional compensation due; and (2) actual damages from the Contractor, Bidder or Vendor, including but not limited to damages caused by termination of the contract.

(b) In addition, any Contractor, Bidder or Vendor on a State Procurement who violates the terms of this Order may be referred for suspension in accordance with the relevant provisions of the Illinois Administrative Code.

VI. Severability

If any provision of this Order is found invalid by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect.


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IN THE OFFICE OF
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VII. Effective Date

This Executive Order shall become effective upon filing with the Secretary of State.



ROD R. BLAGOJEVICH,
Governor

Issued by Governor: February 28, 2007

Filed with Secretary of State: February 28, 2007

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2007 - 2

IN THE OFFICE OF
SECRETARY OF STATE

**EXECUTIVE ORDER TO REORGANIZE AGENCIES BY THE TRANSFER OF
CERTAIN FUNCTIONS OF THE DEPARTMENT OF REVENUE TO THE
DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES**

WHEREAS, Article V, Section 11 of the Illinois Constitution authorizes the Governor to reassign functions or reorganize executive agencies that are directly responsible to him by means of executive order; and

WHEREAS, Section 3.2 of the Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "Reorganization" includes, in pertinent part: (1) the transfer of the whole or any part of any agency, or of the whole or any part of the functions thereof, to the jurisdiction and control of any other agency, and (2) the consolidation or coordination of the whole or any part of any other agency, or of the whole or any part of the functions thereof, with the whole or any part of any other agency or the functions thereof; and

WHEREAS, the Department of Revenue and the Department of Healthcare and Family Services are executive agencies directly responsible to the Governor that exercise the rights, powers, duties, and responsibilities derived from 20 ILCS 2505 et seq. and 20 ILCS 2205 et seq., respectively; and

WHEREAS, streamlining and consolidating certain functions of one agency into another agency offers the opportunity to eliminate redundancy, simplify the organizational structure of the Executive Branch, improve accessibility and accountability, provide more efficient use of specialized expertise and facilities, realize savings in administrative costs, promote more effective sharing of best practices and state of the art technology, and realize other cost savings, among other things; and

WHEREAS, the Department of Healthcare and Family Services, through its Division of Child Support Enforcement, is the primary agency entrusted with administering and collecting child support payments on behalf of affected custodial parents; and

WHEREAS, the Department of Revenue, through its child support collection program, has assisted the Department of Healthcare and Family Services in collecting delinquent child support payments; and

WHEREAS, the Department of Revenue's child support collection program personnel are completely funded by the Department of Healthcare and Family Services' Child Support Administrative Fund; and

WHEREAS, the Department of Revenue has twenty-nine (29) employees/positions assigned to collect seriously overdue child support on behalf of the Department of Healthcare and Family Services; and

WHEREAS, the Department of Healthcare and Family Services has acquired administrative enforcement powers and remedies, including the following powers: to administratively seize bank accounts; to file liens on real property; to cause denials of State-issued professional,

occupational and recreational licenses; to cause denials of new and renewed passports; to publish the names of delinquent parents; and to impose other administrative collection actions; and

WHEREAS, consolidation into one agency of the resources available to collect past due child support will promote increased collections; and

WHEREAS, the aforementioned benefits of consolidation can be achieved by transferring the administration and collection of child support payment functions (the "Functions") and personnel from the Department of Revenue (the "Transferring Agency") to the Department of Healthcare and Family Services (the "Receiving Agency"); and

WHEREAS, the Functions, as well as the staff performing those Functions, of the Transferring Agency's child support collection program shall be transferred to the Receiving Agency in accordance with the objectives of the child support collection program.

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Illinois Constitution, I hereby order:

I. TRANSFER

Effective October 23, 2007, or as soon thereafter as practicable, the powers, duties, rights, and responsibilities of the Transferring Agency's twenty-nine (29) current and vacant employees/positions shall be transferred from the Transferring Agency to the Receiving Agency pursuant to this Executive Order.

II. EFFECT OF TRANSFER

The powers, duties, rights, and responsibilities vested in the child support collection program shall not be affected by this Executive Order, except that all management, staff support, and other resources necessary to the operation of the program shall be provided by the Receiving Agency.

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SECRETARY OF STATE

A. The status and rights of the employees in the Transferring Agency engaged in the performance of the Functions of the child support collection program shall not be affected by the transfer. The rights of the employees as derived from the State of Illinois and its agencies under the Personnel Code, the applicable collective bargaining agreements, or any pension, retirement, or annuity plan shall not be affected by this Executive Order. Personnel employed by the Transferring Agency affected by this Executive Order shall continue their service within the Receiving Agency.

B. All books, records, papers, documents, contracts, and pending business pertaining to the powers, duties, rights, and responsibilities related to the child support collection program and transferred by this Executive Order from the Transferring Agency to the Receiving Agency, including but not limited to material in electronic or magnetic format, shall be transferred to the Receiving Agency; provided, however, that the transfer of such information shall not violate any applicable confidentiality constraints

C. All unexpended appropriation balances and other funds otherwise available to the Transferring Agency for use in connection with the child support collection program shall be transferred and made available to the Receiving Agency for use in connection with the child support collection program.

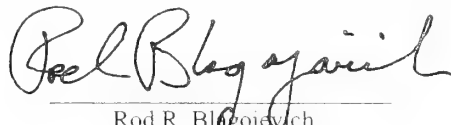
III. SAVINGS CLAUSE

A. The powers, duties, rights, and responsibilities related to the child support collection program and transferred from the Transferring Agency by this Executive Order shall be vested in and shall be exercised by the Receiving Agency. Each act done in exercise of such powers, duties, rights, and responsibilities shall have the same legal effect as if done by the Transferring Agency or their divisions, officers, or employees

- B. Every person or entity shall be subject to the same obligations and duties and any penalties, civil or criminal, arising therefrom, and shall have the same rights arising from the exercise of such powers, duties, rights, and responsibilities as had been exercised by the Transferring Agency or its divisions, officers, or employees.
- C. Every officer of the Receiving Agency shall, for any offense, be subject to the same penalty or penalties, civil or criminal, as are prescribed by existing law for the same offense by any officer whose powers or duties were transferred under this Executive Order.
- D. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person to or upon the Transferring Agency in connection with any of the functions of the child support collection program transferred by this Executive Order, the same shall be made, given, furnished, or served in the same manner to or upon the Receiving Agency
- E. This Executive Order shall not affect any act done, ratified, or canceled, or any right occurring or established, or any action or proceeding had or commenced in an administrative, civil, or criminal cause regarding the child support collection program before this Executive Order takes effect; such actions or proceedings may be prosecuted and continued by the Receiving Agency.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.


Rod R. Blagojevich
Governor

Issued by Governor: October 23, 2007
Filed with Secretary of State: October 23, 2007

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IN THE OFFICE OF
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SPRINGFIELD, ILLINOIS

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MAR 3 1 2008

2008-1

IN THE OFFICE OF
SECRETARY OF STATE

**EXECUTIVE ORDER TO CONSOLIDATE CERTAIN APPLICATION
DEVELOPMENT, HUMAN RESOURCES, PERSONNEL, PAYROLL,
TIMEKEEPING, PROCUREMENT,
AND FINANCIAL PROCESSES**

WHEREAS, numerous State agencies independently perform similar administrative functions, including human resources, personnel, payroll, timekeeping, procurement, and financial processes (the "Common Administrative Functions");

WHEREAS, numerous State agencies independently perform similar application development and maintenance functions (the "Common Application Development Functions");

WHEREAS, State agencies charged with environmental and economic development duties perform Common Administrative Functions and Common Application Development Functions, including: the Environmental Protection Agency, the Department of Natural Resources, the Department of Commerce and Economic Opportunity, the Department of Transportation, the Department of Agriculture, the Illinois Finance Authority, the Illinois Housing Development Authority, the Department of Labor, the Historic Preservation Agency, and the Capital Development Board (the "Environmental and Economic Development Affected Agencies");

WHEREAS, State agencies charged with healthcare duties perform Common Administrative Functions, including: the Department of Healthcare and Family Services, Department of Veterans' Affairs and the Department of Public Health (the "Healthcare Affected Agencies");

WHEREAS, State agencies charged with social services duties perform Common Administrative Functions, including: the Department of Children and Family Services, the Council on Developmental Disabilities, the Department of Employment Security, the Guardianship and Advocacy Commission, the Department of Human Services, the Department on Aging, and the Violence Prevention Authority (the "Social Services Affected Agencies," collectively with the Environmental and Economic Development Affected Agencies and the Healthcare Affected Agencies, the "Affected Agencies");

WHEREAS, State agencies, including the Affected Agencies, employ different standards and procedures to deliver Common Administrative Functions, reducing the ability of all State agencies to share management knowledge and capitalize on synergies and economies of scale to the ultimate benefit of the taxpayers and all Illinoisans;

WHEREAS, State agencies, including the Environmental and Economic Development Affected Agencies, employ different standards and procedures to deliver Common Application Development Functions, reducing the ability of all State agencies to share management knowledge and capitalize on synergies and economies of scale and skill to the ultimate benefit of taxpayers and all Illinoisans;

WHEREAS, combining Common Administrative Functions and Common Application Development Functions would, among other things, improve the State's ability to effectively provide services to State agencies, promote cross-training, improve career development for State employees, improve interactivity of State operations, and eliminate duplicate functions within State agencies;

WHEREAS, combining Common Administrative Functions facilitates the establishment of uniform accounting, payroll, and human resource processes with the Illinois Office of the Comptroller and the Office of the Auditor General;

WHEREAS, Article V, Section 11 of the Illinois Constitution authorizes the Governor to reassign functions or reorganize executive agencies that are directly responsible to him by means of executive order; and

WHEREAS, Section 3.2 of the Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "Reorganization" includes the transfer of functions from one agency to another.

THEREFORE, I hereby order:

I. TRANSFER OF FUNCTIONS AND CREATION OF NEW DIVISIONS

- A. Effective June 1, 2008, a Division of Shared Services is created within the Department of Transportation. The Environmental and Economic Development Affected Agencies' Common Application Development Functions and Common Administrative Functions and all associated powers, duties, rights, and responsibilities attendant thereto shall be transferred to and consolidated under the jurisdiction of the Department of Transportation, Division of Shared Services, which will provide services for the benefit of the Environmental and Economic Development Affected Agencies, provided however, that those functions that are unique to an Environmental and Economic Development Affected Agency or that are inextricably integrated with the statutory mandate of such Environmental and Economic Development Affected Agency shall not be deemed Common Administrative Functions and shall not be transferred pursuant to this Executive Order. Functions inextricably integrated with the statutory mandate of Environmental and Economic Development Affected Agencies include, but are not limited to, the authority to: issue certain permits and licenses and collect fees; impose statutory fines and penalties; oversee and manage the natural resources and environmental policies of the State; and plan, develop, and regulate the State's transportation infrastructure.
- B. Effective June 1, 2008, a Division of Shared Services is created within the Department of Healthcare and Family Services. The Healthcare Affected Agencies' Common Administrative Functions and all associated powers, duties, rights, and responsibilities attendant thereto shall be transferred to and consolidated under the jurisdiction of the Department of Healthcare and Family Services, Division of Shared Services, which will provide services for the benefit of the Healthcare Affected Agencies, provided however, that those functions that are unique to a Healthcare Affected Agency or that are inextricably integrated with the statutory mandate of such Healthcare Affected Agency shall not be deemed Common Administrative Functions and shall not be transferred pursuant to this Executive Order. Functions inextricably integrated with the statutory mandate of Healthcare Affected Agencies include, but are not limited to: the testing and regulation of the safety of food, water, and drugs; the enforcement of certain standards of quality in hospitals and nursing homes; the enforcement of child support payment; and the oversight of certain healthcare and support programs.
- C. Effective June 1, 2008, a Division of Shared Services is created within the Department of Human Services. The Social Services Affected Agencies' Common Administrative Functions and all associated powers, duties, rights, and responsibilities attendant thereto shall be transferred to and consolidated under the jurisdiction of the Department of Human Services, Division of Shared Services, which will provide services for the benefit of the Social Services Affected

Agencies, provided however, that those functions that are unique to a Social Services Affected Agency or that are inextricably integrated with the statutory mandate of such Social Services Affected Agency shall not be deemed Common Administrative Functions and shall not be transferred pursuant to this Executive Order. Functions inextricably integrated with the statutory mandate of Social Services Affected Agencies include, but are not limited to: the development and oversight of certain support, employment, care, and training programs; and the oversight of services and health benefit and prevention programs.

- D. The statutory powers, duties, rights, responsibilities, and liabilities of the Affected Agencies associated with the Common Administrative Functions derive from, among others, the following statutory provisions:
1. Civil Administrative Code of Illinois (Executive Branch): 20 ILCS 5/5-645.
 2. Environmental Protection Agency: 415 ILCS 5/4.
 3. Department of Natural Resources: 20 ILCS 801/1-15 *et seq.*; 20 ILCS 805/805 *et seq.*; 20 ILCS 1905/1905-10, 150, 200.
 4. Department of Commerce and Economic Opportunity: 20 ILCS 605/605-10 *et seq.*
 5. Department of Transportation: 20 ILCS 2705/2705-10, 15, 100 – 175, 550, 555.
 6. Department of Agriculture: 20 ILCS 205/205-10, 400, 445.
 7. Historic Preservation Agency: 20 ILCS 3405/5, 11, 16.
 8. Capital Development Board: 20 ILCS 3105/8 *et seq.*
 9. Department of Healthcare and Family Services: 20 ILCS 2205/2205-5; 305 ILCS 5/12-1 *et seq.*
 10. Department of Public Health: 20 ILCS 2305/2; 20 ILCS 2310/2310-10 *et seq.*
 11. Department on Aging: 20 ILCS 105/4, 4.01, 5, 5.01, 6.05; 20 ILCS 110/110-5.
 12. Department of Children and Family Services: 20 ILCS 505/3 *et seq.*; 20 ILCS 510/510-10 *et seq.*
 13. Department of Human Services: 20 ILCS 310/310-5; 20 ILCS 1305/1-20 *et seq.*; 20 ILCS 1305/80-15 *et seq.*; 20 ILCS 1705/3, 4, 4.2, 6, 16.1, 19, 20, 21, 28, 44; 20 ILCS 1710/1710-10 *et seq.*
 14. Department of Veterans' Affairs: 20 ILCS 2805/2, 2.01a, 2.07, 3.
 15. Illinois Finance Authority: 20 ILCS 3501/801-15, 30, 40.
 16. Illinois Housing Development Authority: 20 ILCS 3805/4, 7.
 17. Department of Labor: 20 ILCS 1505 *et seq.*
 18. Department of Employment Security: 20 ILCS 1005/1005-1 *et seq.*
 19. Council on Developmental Disabilities: 20 ILCS 4010/2003.
 20. Guardianship and Advocacy Commission: 20 ILCS 3955/3 *et seq.*
 21. Violence Prevention Authority: 20 ILCS 4027/10, 15.

II. EFFECT OF TRANSFERS

The powers, duties, rights, and responsibilities transferred by the Affected Agencies and consolidated in the new Divisions of Shared Services shall not be affected by this Executive Order, except that such Common Administrative Functions shall be performed by the new Divisions of Shared Services as of the effective date of the transfers.

- A. Personnel employed by the Environmental and Economic Development Affected Agencies who are engaged in the performance of those Common Administrative Functions and Common Application Development Functions transferred to the

Department of Transportation, Division of Shared Services, by this Executive Order may be transferred to the Department of Transportation, Division of Shared Services, pursuant to the direction of the Governor or his designee. Personnel employed by the Healthcare Affected Agencies who are engaged in the performance of those Common Administrative Functions transferred to the Department of Healthcare and Family Services, Division of Shared Services, by this Executive Order may be transferred to the Department of Healthcare and Family Services, Division of Shared Services, pursuant to the direction of the Governor or his designee. Personnel employed by the Social Services Affected Agencies who are engaged in the performance of those Common Administrative Functions transferred by this Executive Order may be transferred to the Department of Human Services, Division of Shared Services, pursuant to the direction of the Governor or his designee.

- B. All books, records, papers, documents, state property (real and personal), contracts, and pending business pertaining exclusively to the powers, duties, rights, and responsibilities transferred by this Executive Order from the Affected Agencies to the appropriate Division of Shared Services, including but not limited to, material in electronic or magnetic format and necessary computer hardware and software, shall be delivered to the Divisions of Shared Services.
- C. All unexpended appropriations and balances and other funds available for use in connection with any of the Common Administrative Functions and Common Application Development Functions of the Affected Agencies transferred by this Executive Order to the appropriate Division of Shared Services may be transferred for use by the appropriate Division of Shared Services for the Common Administrative Functions and Common Application Development Functions pursuant to the direction of the Governor or his designee. Unexpended balances transferred must be expended for the purpose for which the appropriations were originally made.

III. SAVINGS CLAUSE

- A. The rights, powers, duties, and functions transferred to the Department of Transportation, the Department of Healthcare and Family Services, and the Department of Human Services by this Executive Order shall be vested in, and shall be exercised by, the respective Departments. Each act done in exercise of such rights, powers, duties, and functions shall have the same legal effect as if done by the Affected Agencies or the divisions, officers, or employees from which they were transferred.
- B. Every person or officer shall be subject to the same obligations and duties and any penalties, civil or criminal, arising therefrom, and shall have the same rights arising from the exercise of such rights, powers, and duties as had been exercised by the Affected Agencies from which they were transferred.
- C. Whenever reports or notices are now required to be made or given or paper or documents furnished or served by any person in regard to the Common Administrative Functions and the Common Application Development Functions transferred to or upon the Affected Agencies from which the Common Administrative Functions were transferred, the same shall be made, given, furnished, or served in the same manner to or upon the Department of Transportation, Division of Shared Services, the Department of Healthcare and Family Services, Division of Shared Services, or the Department of Human Services, Division of Shared Services, as appropriate.
- D. This Executive Order shall not affect any act completed, ratified, or canceled as well as any right occurring or established, or any action or proceeding had or commenced in an administrative, civil, or criminal cause regarding the Common Administrative Functions and the Common Application Development Functions transferred, but such proceedings may be continued by the Department of Transportation, Division of Shared Services, the Department of Healthcare and Family Services, Division of Shared Services, or the Department of Human Services, Division of Shared Services, as appropriate.

E. This Executive Order shall not affect the legality of any rules in the Illinois Administrative Code regarding the Common Administrative Functions and the Common Application Development Functions transferred in this Executive Order that are in force on the effective date of this Executive Order. If necessary, however, the Affected Agencies shall propose, adopt, or repeal rules, rule amendments, and rule recodifications as appropriate to effectuate this Executive Order.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstances is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which should be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared severable.

V. EFFECTIVE DATE

This Executive Order shall become effective on the 61st day after its delivery to the General Assembly.



ROD R. BLAGOJEVICH
Governor

Issued by Governor: March 31, 2008

Filed with Secretary of State: March 31, 2008



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MAY 08 2008

IN THE OFFICE OF
SECRETARY OF STATE

2008-2

**EXECUTIVE ORDER ESTABLISHING INTERSTATE 57 BETWEEN
MILE POST 0 AND MILE POST 106 AS THE KEN GRAY EXPRESSWAY**

WHEREAS, Congressman Ken Gray was a native son of Illinois, born in West Frankfort, Illinois on November 14, 1924 as the youngest of three sons to Thomas Wilson Gray and Anna (Reed) Gray; and

WHEREAS, the Gray family moved to the Shawnee Forest in Pope County and Ken Gray attended the Wooten School; and

WHEREAS, the Gray family returned to Franklin County and Ken Gray graduated from Frankfort Community High School in 1942; and

WHEREAS, Ken Gray joined the United States Army Air Corps at the age of 17, became a helicopter pilot known as the "Flying Sergeant," and served as a crew chief with the Twelfth Air Force in North Africa and participated in combat missions over southern France and central Europe before his discharge in 1945; and

WHEREAS, Ken Gray was awarded three Bronze Stars, the European-African-Middle Eastern Campaign Medal, the World War II Victory Medal and Marksman Badge with carbine bar; and

WHEREAS, Ken Gray returned to West Frankfort and served as Commander of the American Legion; and

WHEREAS, Ken Gray was first elected to the United States Congress in 1954 and served ten consecutive terms; and

WHEREAS, Ken Gray served two additional terms in the United States Congress beginning in 1985; and

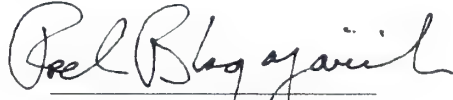
WHEREAS, Ken Gray was instrumental in bringing the interstate highway system to Southern Illinois and was a relentless advocate for economic development for the communities in Southern Illinois; and

WHEREAS, Ken Gray has founded the "U.S. Congressman Ken Gray Presidential Museum," a museum in his hometown of West Frankfort displaying a collection of presidential memorabilia, a history of coal mining in Southern Illinois, and other artifacts from his many years of public service; and

WHEREAS, as Governor of Illinois, I wish to permanently commemorate the distinguished career of Congressman Ken Gray and his personal connection to Interstate 57 and the State of Illinois.

THEREFORE, I hereby order the following:

- I. The portion of Interstate 57 commencing at the Illinois State Line at Mile Post 0 and ending at the Marion-Jefferson County Line at Mile Post 106 shall be designated the Ken Gray Expressway.
- II. The Illinois Department of Transportation shall erect appropriate plaques or signs giving notice of the Ken Gray Expressway.
- III. This Executive Order shall be in full force and effect upon its filing with the Secretary of State.



Rod R. Blagojevich, Governor

Issued by Governor: May 8, 2008
Filed with Secretary of State: May 8, 2008

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EXECUTIVE ORDER

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NUMBER 3 (2008)

EXECUTIVE ORDER FURTHER PROTECTING THE INTEGRITY OF STATE PROCUREMENTS

WHEREAS, the laws of this State expressly require that the State procure goods and services in a manner that maximizes the value of public expenditures for goods and services and maintains the integrity and public trust of State government (30 ILCS 500/50-1); and

WHEREAS, every State Officer has some influence upon the State procurement process, whether through the decision to award a State contract, the appropriation of monies to pay for State contracts, or the decision to release State funds in accord with the terms of a contract; and

WHEREAS, political contributions by State contractors to State Officers or to political organizations that make expenditures on behalf of such Officers contributes to public cynicism regarding the integrity of the government procurement process; and

WHEREAS, it is my intent that State Agencies avoid practices that threaten to undermine public confidence in the integrity of the State procurement processes or that create an appearance of impropriety; and

WHEREAS, the State has a compelling interest in protecting the integrity of its procurement processes by ensuring the public has confidence that the award of State contracts is based upon price, quality, service and other merit-based factors, and not on political contributions to State Officers; and

WHEREAS, as Governor, I have the authority under Article V, Section 8 and Article XIII, Section 2 of the Illinois Constitution to establish and enforce ethical standards for all State Agencies under my jurisdiction and control; and

WHEREAS, I am committed to enhancing public trust in government by promoting respect for high ethical standards in the procurement process and by implementing strong measures to enforce those standards; and

WHEREAS, this Executive Order directly advances the State's compelling interests in protecting the integrity of the procurement process, ensuring that procurement decisions are based solely on merit, and maximizing the value of public expenditures for goods and services.

THEREFORE, I, Rod R. Blagojevich, as Governor of the State of Illinois, hereby order the following:

I. Definitions

The following definitions shall apply to this Executive Order:

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IN THE OFFICE OF
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- A. "Affiliated Entity" means (i) any subsidiary or parent of a Business Entity; (ii) any member of the same unitary business group (e.g., an entity sharing a common parent with a Business Entity); (iii) any entity owned or controlled by an Affiliated Person of a Business Entity; (iv) any organization recognized by the United States Internal Revenue Service as a tax-exempt organization described in Section 501(c) of the Internal Revenue Code of 1986 (or any successor provision of federal tax law) established or controlled by a Business Entity or an Affiliated Person; or (v) any political committee established or controlled by a Business Entity or an Affiliated Person or for which a Business Entity or an Affiliated Person is the sponsor.
- B. "Affiliated Person" means (i) any person with an ownership interest or distributive share of a Business Entity or its Affiliated Entity in excess of 7.5%; (ii) any executive employee of a Business Entity or its Affiliated Entity; or (iii) the spouse or minor child of any person covered by subparts (i) or (ii) hereof. "State Procurement" means a contract to procure goods or services between a State Agency and a Business Entity.
- C. "Business Entity" means any contractor, vendor, or bidder which has or seeks to have a State Procurement with any State Agency, and includes any natural or legal person or entity doing business for profit, whether organized as a corporation, professional services corporation, partnership, sole proprietorship, limited liability company, limited partnership, or otherwise. The term "Business Entity" does not include a person or any of the foregoing entities that has or seeks to have a (i) "cost-reimbursement contract" as defined in Section 1-15.35 of the Procurement Code; (ii) "grant" as defined in Section 1-15.42 of the Procurement Code, including but not limited to grants for job training or transportation, and grants, loans, or tax credit agreements for economic development purposes; and (iii) "purchase of care" agreement as defined in Section 1-15.68 of the Procurement Code.
- D. "Contribution" means a contribution as defined in Section 9-1.4 of the Election Code (10 ILCS 5/9-1.4).
- E. "Covered Business Entity" means a Business Entity (i) whose aggregate, annual bids and proposals on contracts with State Agencies total more than \$50,000; (ii) whose aggregate, annual bids and proposals on contracts with State Agencies, combined with aggregate, annual awarded contracts with such Agencies, total more than \$50,000; or (iii) whose aggregate, annual contracts with State Agencies total more than \$50,000.
- F. "Covered Political Organization" means any political committee of a state central committee of a political party that is represented by a State Officer or a declared candidate for State Office.
- G. "Declared Candidate" means a person who has filed a statement of candidacy and petition for nomination or election in the principal office of the State Board of Elections for a State Office.
- H. "Expenditure" means an expenditure as defined in Section 9-1.5 of the Election Code (10 ILCS 5/9-1.5).
- I. "State Agency" means any agency under the Governor pursuant to Article V, Section 8 of the Illinois Constitution. For the purposes of this Executive Order, a State Agency also means the State retirement systems, including but not limited to, the State Employees' Retirement System of Illinois, the State Universities Retirement System, and the Teachers' Retirement System of the State of Illinois.
- J. "State Office" or "State Officer" means the Governor, Lieutenant Governor, Attorney General, Secretary of State, Comptroller, Treasurer, or member of the General Assembly.
- K. "State Procurement" means a contract to procure goods or services between a State Agency and a Business Entity.

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IN THE OFFICE OF
SECRETARY OF STATE

II. Scope

This Executive Order applies to all State Procurement processes initiated by any State Agency, regardless of (a) which statutes, administrative rules or policies govern their procurement; (b) what method of procurement is used to procure the goods or services; or (c) any other characteristic of the procurement.

III. Restrictions on State Procurements Awarded by State Agencies

A. A Covered Business Entity (and its Affiliated Persons and Affiliated Entities) shall not solicit a Contribution on behalf of, or make a Contribution to, a State Officer, any Declared Candidate for a State Office, or any Covered Political Organization:

- 1) during the period beginning on the date the invitation for bids or request for proposal is issued and ending on the day after the date the contract is awarded;
- 2) any time after a State Procurement is awarded but before the start of the contract;
- 3) during the term of any State Procurement; and
- 4) for a period of two years after the State Procurement.

B. Any State Procurement entered into with a Covered Business Entity shall provide that it shall be a material breach of the State Procurement if the Covered Business Entity (or any of its Affiliated Persons or Affiliated Entities): (i) makes or solicits a Contribution in violation of this Executive Order; or (ii) knowingly conceals or misrepresents a Contribution given or received; or (iii) makes or solicits Contributions through intermediaries for the purpose of concealing or misrepresenting the source of the Contribution; or (iv) makes or solicits any Contribution on the condition or with the agreement that it will be contributed to a State Officer, any Declared Candidate for a State Office, or any Covered Political Organization; or (v) engages or employs a lobbyist or consultant with the intent or understanding that such lobbyist or consultant would make or solicit any Contribution, which if made or solicited by the Covered Business Entity itself, would subject that entity to the restrictions of this Executive Order; or (vi) funds Contributions made by third parties, including consultants, attorneys, family members, and employees, which if made or solicited by the Covered Business Entity itself, would subject that entity to the restrictions of this Executive Order; or (vii) engages in any exchange of Contributions contrary to the intent of this Executive Order.

C. The State Agency awarding the State Procurement shall require the Covered Business Entity to provide a written certification that no Contribution will be made that would violate this Executive Order. A Covered Business Entity shall have a continuing duty to report to the State agency any Contribution made by it (or its Affiliated Persons or Affiliated Entities) during the term of the State Procurement and for a period of two years after the conclusion of such State Procurement.

D. If a Covered Business Entity (or any of its Affiliated Persons or Affiliated Entities) inadvertently makes a Contribution in violation of this Order, the Covered Business Entity may request a full reimbursement from the recipient and, if such reimbursement is received within 30 days after the date on which the Contribution was made, the Covered Business Entity will no longer be in violation of this Order. It shall be presumed that Contributions made within 60 days of a gubernatorial primary or general election were not made inadvertently.

E. Nothing in this Order shall prohibit an individual from making a contribution to a political committee established to promote his or her own candidacy for State Office.

F. This Order shall not apply in circumstances when it is determined by the federal government or a court of competent jurisdiction that its application would violate federal law or regulation or otherwise prevent the State's receipt of federal funds.

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IV. Enforcement and Remedies

- A. All bid documents, requests for proposals and State Procurements by a State Agency on and after the Effective Date of this Executive Order shall contain a statement that the State Procurement is voidable for failure to comply with this Executive Order.
- B. Any violation of the terms of this Executive Order shall entitle the State to terminate the State Procurement without any additional compensation due to the Business Entity.
- C. If a Covered Business Entity violates the provisions of this Executive Order three or more times within a 36-month period, then all Procurements between any State Agency and that Covered Business Entity shall be void, and no State Agency shall consider any bids or proposals from the Covered Business Entity for a period of three years from the date of the last violation. A notice of each violation and the consequences thereof shall be published in both the Procurement Bulletin and the Illinois Register.

V. Savings Clause

Nothing in this Executive Order shall be construed to contravene any state or federal law. The terms of this Executive Order shall not apply in circumstances when it is determined by the federal government or a court of competent jurisdiction that its application would violate federal law or regulation or otherwise prevent the State's receipt of federal funds.

VI. Severability

If any provision of this Executive Order or its application to any person or circumstance is found invalid by a court of competent jurisdiction, the invalidity of that provision or application does not affect the other provisions or applications that can be given effect without the invalid provision or application, and the remaining provisions and applications shall remain in full force and effect.

VII. No New Rights Created

Except as expressly provided in this Executive Order, nothing herein is intended to create any right or benefit, substantive or procedural, enforceable at law by a party against the State of Illinois, its agencies, its officers, or any person.

VIII. Effective Date

This Order shall take effect on January 1, 2009, and shall only apply to State Procurements entered into on and after January 1, 2009. This Executive Order is intended to have prospective effect only. The provisions of this Order shall supersede all prior Orders the provisions of which are inconsistent with this Order.


ROD R. BLAGOJEVICH
Governor

Issued by Governor: August 25, 2008
Filed with Secretary of State: August 26, 2008

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JAN 30 2009

IN THE OFFICE OF
SECRETARY OF STATE

Executive Order No. 1
Governor Pat Quinn
January 30, 2009

WHEREAS, as Governor of the State of Illinois, I have no higher responsibility to the People than to take tangible and immediate steps to remedy what has become a "crisis of integrity"; and

WHEREAS, while serving as Lieutenant Governor, I created an advisory body of people on January 16, 2009, having the responsibility to conduct a thorough review of ethics in government, charged with proposing policy solutions by a date certain; and

WHEREAS, having assumed the Office of Governor, it is my express desire to reaffirm my profound commitment to ethics in government by reestablishing the Commission under the auspices of the Governor's Office, having the duties, and operating under the same terms and conditions set forth in the Executive Order of the Lieutenant Governor No. 1 of January 16, 2009, with the technical changes set forth herein;

THEREFORE, I, Patrick J. Quinn, Governor of Illinois, pursuant to the authority vested in me by Article V of the Constitution of Illinois of 1970, hereby order as follows:

I. CREATION

Pursuant to the terms of Executive Order No. 1 of the Lieutenant Governor of January 16, 2009, the Illinois Reform Commission was created. By the terms of this executive order, the Commission is hereby reconstituted as an independent advisory body having the duties set forth herein, with respect to the Office of Governor.

II. PURPOSE

The purpose of the Commission is to undertake a focused evaluation of both existing Illinois law and the operational practices of the State of Illinois from the perspective of ethics in government, proposing, as the Commission deems appropriate, amendments to existing law. In addition, the Commission shall:

- a. Propose, as it deems appropriate, new legislation on subject matters on which there is currently no governing law or insufficient governing law, as well as other policy or operational reforms; and
- b. Draft, to the extent feasible, proposed statutory language, new or amended administrative regulations, and other documents as the Commission deems appropriate, or outlines of any such documents, implementing the Commission's policy recommendations; and
- c. Submit, not later than April 26, 2009, an initial report outlining its findings and recommendations to the people of Illinois and to the Governor, and, not later than May 31, 2009, any supplementary reports the Commission deems appropriate; and

- d. Ensure, with the logistical assistance of the Office of the Governor, that the report and recommended reforms of the Commission are available to the public; and
- e. Conduct its business at regular meetings, open to the public, in accordance with the Illinois Open Meetings Act (5 ILCS 120/1 *et. seq.*) (*see supra* Section V).

III. MEMBERSHIP

- a. The Commission shall be composed of a Chairperson and Commissioners appointed pursuant to the terms of Executive Order No. 1 of the Lieutenant Governor of January 16, 2009.

IV. INDEPENDENCE

- a. The Commission shall function as an independent advisory body, with the discretion to arrange its affairs and proceedings in the manner it deems appropriate.
- b. The Commission may, at its discretion, appoint individuals to serve as staff persons.
- c. The Governor's Office shall, upon the request of the Chairperson, provide administrative and technical support to the operations of the Commission.

V. TRANSPARENCY

- a. In addition to whatever policies or procedures it may adopt, all operations of the Commission will be subject to the provisions of the Illinois Freedom of Information Act (5 ILCS 430/1 *et. seq.*) and the Illinois Open Meetings Act (5 ILCS 120/1 *et. seq.*). This section shall not be construed so as to preclude other statutes from applying to the Commission and its activities.

VI. EFFECTIVE DATE

- a. This Order shall take effect immediately upon its execution.

FILED
INDEX DEPARTMENT

JAN 30 2009

IN THE OFFICE OF
SECRETARY OF STATE

In Witness Whereof, I have hereunto set my hand and caused the Great Seal of the State of Illinois to be affixed.

*Done at the Capitol, in the City of Springfield,
this 30th day of January, in
the Year of Our Lord two thousand and
09, and of the State of Illinois
the one hundred and 91st*



Deese White
SECRETARY OF STATE

Pat Quinn
GOVERNOR



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MAR 10 2009

IN THE OFFICE OF
SECRETARY OF STATE

EXECUTIVE ORDER

Number 2 (2009)

EXECUTIVE ORDER TO REORGANIZE AGENCIES BY THE TRANSFER OF CERTAIN PROGRAMS OF THE DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES TO THE DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY

WHEREAS, Article V, Section 11 of the Illinois Constitution authorizes the Governor to reassign functions or reorganize executive agencies that are directly responsible to him by means of executive order; and

WHEREAS, Section 3.2 of the Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "Reorganization" includes, in pertinent part (a) the transfer of the whole or any part of any agency, or of the whole or any part of the functions thereof, to the jurisdiction and control of any other agency, and (b) the consolidation or coordination of whole or any part of any other agency, or of the whole or any part of the functions thereof, with the whole or any part of any other agency or the functions thereof; and

WHEREAS, the Department of Commerce and Economic Opportunity and the Department of Healthcare and Family Services are executive agencies directly responsible to the Governor which exercise the rights, powers, duties and responsibilities derived from 20 ILCS 605 *et seq.*, and 20 ILCS 2205 *et seq.*, respectively; and

WHEREAS, The Department of Healthcare and Family Services administers the Low Income Home Energy Assistance Program ("LIHEAP") and the Illinois Home Weatherization Assistance Program (collectively, with LIHEAP, "LIHEAP/Weatherization") which incorporate income assistance, home weatherization, and other measures to ensure that Illinois residents have access to affordable energy services, and include services and assistance provided by local community action agencies or not-for-profit agencies throughout the state; and

WHEREAS, the Department of Commerce and Economic Opportunity is the lead state agency responsible for improving Illinois' competitiveness in the global economy, and is authorized under the Energy Conservation and Coal Development Act, 20 ILCS 1105/1 *et seq.*, as amended and supplemented, to administer on behalf of the State any energy programs and activities under federal law, regulations or guidelines; and

WHEREAS, the LIHEAP/Weatherization Programs are, necessarily, integrally related to both the economic development and energy assistance policies of the State of Illinois managed by the Department of Commerce and Economic Opportunity; and

WHEREAS, the transfer and consolidation of the LIHEAP/Weatherization Programs offers the opportunity to eliminate redundancy, simplify the organizational structure of the Executive Branch, improve accessibility and accountability, provide more efficient use of specialized expertise and facilities, realize savings in administrative costs, promote more effective sharing of best practices and state of the art technology and realize other cost savings, among other things; and

WHEREAS, the aforementioned benefits of consolidation can be achieved by transferring the LIHEAP/Weatherization Programs from the Department of Healthcare and Family Services to the Department of Commerce and Economic Opportunity; and

WHEREAS, for purposes of this Executive Order, the LIHEAP/Weatherization Programs are sometimes referred to collectively as the "Programs," the Department of Commerce and Economic Opportunity is sometimes referred to as the "Receiving Agency", and the Department of Healthcare and Family Services is sometimes referred to as the "Transferring Agency;" and

WHEREAS, the specific functions, as well as the staff performing those functions, of the LIHEAP/Weatherization Programs shall be transferred to the Department of Commerce and Economic Opportunity by way of an interagency agreement between the Department of Commerce and Economic Opportunity and the Department of Healthcare and Family Services (the "LIHEAP/Weatherization Interagency Agreement") in accordance with the objectives of this Executive Order.

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Illinois Constitution, I hereby order:

I. TRANSFER

- A. Effective March 24, 2009, or as soon thereafter as practicable, the powers, duties, rights and responsibilities related to the LIHEAP/Weatherization Programs shall be transferred from the Department of Healthcare and Family Services to the Department of Commerce and Economic Opportunity pursuant to the LIHEAP/Weatherization Interagency Agreement. The statutory powers, duties, rights and responsibilities of the Transferring Agency associated with these Programs derive from 20 ILCS 2205/1 *et seq.*, 20 ILCS 625/1 *et seq.*, 220 ILCS 5/8-206, 305 ILCS 20/1 *et seq.* and 305 ILCS 22/1 *et seq.*
- B. Whenever any provision of an Executive Order or any Act or section thereof transferred by this Executive Order provides for membership of the Director of the Transferring Agency on any council, commission, board or other entity relating to the Programs, the Director of the Receiving Agency or his designee(s) shall serve in that place. If more than one such person is required by law to serve on any council, commission, board or other entity, an equivalent number of representatives of the Receiving Agency shall so serve.

II. EFFECT OF TRANSFER

The powers, duties, rights and responsibilities vested in the Programs shall not be affected by this Executive Order, except that all management and staff support or other resources necessary to the operations of the Programs shall be provided by the Receiving Agency.

- A. The status and rights of employees in the Transferring Agency engaged in the performance of the functions of the Programs shall not be affected by the transfer. The rights of the employees, the State of Illinois and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension, retirement or annuity plan shall not be affected by this Executive Order. Personnel under the Transferring Agency affected by this Executive Order shall continue their service within the Receiving Agency.
- B. All books, records, papers, documents, property (real and personal), contracts, and pending business pertaining to the powers, duties, rights and responsibilities related to the Programs and transferred by this Executive Order from the Transferring Agency to the Receiving Agency, including but not limited to material in electronic or magnetic format and necessary computer hardware and software, shall be delivered to the Receiving Agency; provided, however, that the delivery of such information shall not violate any applicable confidentiality constraints.
- C. All unexpended appropriations and balances and other funds available for use in connection with any of the Programs shall be transferred for use by the Receiving Agency for the Programs pursuant to the direction of the Governor. Unexpended balances so transferred shall be expended only for the purpose for which the appropriation was originally made.

III. SAVINGS CLAUSE

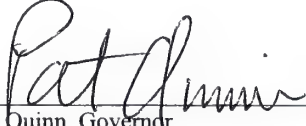
- A. The powers, duties, rights and responsibilities related to the Programs and transferred from the Transferring Agency by this Executive Order shall be vested in and shall be exercised by the Receiving Agency. Each act done in exercise of such powers, duties, rights and responsibilities shall have the same legal effect as if done by the Transferring Agency or its

divisions, officers or employees.

- B. Every person or entity shall be subject to the same obligations and duties and any penalties, civil or criminal, arising therefrom, and shall have the same rights arising from the exercise of such powers, duties, rights and responsibilities as had been exercised by the Transferring Agency or its divisions, officers or employees.
- C. Every officer of the Receiving Agency shall, for every offense, be subject to the same penalty or penalties, civil or criminal, as are prescribed by existing law for the same offense by any officer whose powers or duties were transferred under this Executive Order.
- D. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person to or upon the Transferring Agency in connection with any of the functions of the Programs transferred by this Executive Order, the same shall be made, given, furnished or served in the same manner to or upon the Receiving Agency.
- E. This Executive Order shall not affect any act done, ratified or canceled or any right occurring or established or any action or proceeding had or commenced in an administrative, civil or criminal cause regarding the Programs before this Executive Order takes effect; such actions or proceedings may be defended, prosecuted and continued by the Receiving Agency.
- F. Any rules of the Transferring Agency that relate to the Programs which are in full force on the effective date of this Executive Order and have been duly adopted by the Transferring Agency shall become the rules of the Receiving Agency for the Programs. This Executive Order shall not affect the legality of any such rules in the Illinois Administrative Code. Any proposed rulings filed with the Secretary of State by the Transferring Agency that are pending in the rulemaking process on the effective date of this Executive Order and pertain to the functions transferred, shall be deemed to have been filed by the Receiving Agency. As soon as practicable hereafter, the Receiving Agency shall revise and clarify the rules transferred to them under this Executive Order to reflect the reorganization of rights, power and duties effected by this Executive Order, using the procedures for recodification of rules available under the Illinois Administrative Procedures Act, except that existing title, part, and section numbering for the affected rules may be retained. The Receiving Agency may propose and adopt under the Illinois Administrative Act such other rules of the reorganized agencies that will now be administered by the Receiving Agency.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.


Pat Quinn, Governor

Issued by Governor: March 10, 2009
Filed with Secretary of State: March 10, 2009

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MAR 20 2009

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SPRINGFIELD, ILLINOIS

Executive Order No. 3

Governor Pat Quinn

March 20, 2009

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MAR 23 2009

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WHEREAS, as Governor of the State of Illinois, it is my duty to ensure accountability and efficiency in the State's operations and provision of services; and

WHEREAS, my proposed budget for FY 2010 meets the immediate challenges of the year ahead; however, long-term concerns remain that cannot be fixed without significant reforms that streamline operations and restructure organizations within government and achieve efficiencies in managing grants and purchasing services; and

WHEREAS, the fiscal challenges faced by the State of Illinois cannot solely be resolved in the ordinary process of budget review and legislative action; and

WHEREAS, innovative solutions result from the input of a diverse group of individuals with expertise in both private and public sectors;

THEREFORE, I, Patrick J. Quinn, Governor of Illinois, pursuant to the authority vested in me by Article V of the Illinois State Constitution of 1970, hereby order as follows:

I. CREATION

There is hereby created the Taxpayer Action Board (hereinafter "Board") as an independent advisory body having the duties set forth in this document, with respect to the Office of the Governor.

II. PURPOSE

The purpose of this Board is to review the State's operations and services to identify major fiscal and structural impediments and to make recommendations on how to meet the needs of the People of Illinois in a fiscally responsible manner. The Board shall:

- a) Evaluate all state programs and recommend new approaches to dealing with fiscal challenges, while reaffirming the State's commitment to children, working families, taxpayers, and seniors; and
- b) Propose, as it deems appropriate, amendments to existing law or new legislation, as well as other policy or operational reforms, which will improve the State's operations; and
- c) Draft, to the extent feasible, proposed statutory language, new or amended administrative regulations, and other documents, as the Board deems appropriate, or outlines of any such documents, implementing the Board's policy recommendations; and
- d) Submit, not later than June 1, 2009, an initial report outlining its findings and recommendations to the People of Illinois and to the Governor; and
- e) Ensure, with the logistical assistance of the Office of the Governor, that the report and recommendations of the Board are available to the public; and
- f) Conduct its business at regular meetings, open to the public, in accordance with the Illinois Open Meetings Act (5 ILCS 120/1 *et seq.*) (*see infra* Section V)

III. MEMBERSHIP

The Board shall be composed of a Chairperson and at least 20 Board Members. The Chairperson and the Board members shall be appointed by the Governor. Members of the Board shall serve without compensation.

IV. INDEPENDENCE

- a) The Board shall function as an independent advisory body, with the discretion to arrange its affairs and proceedings in the manner it deems appropriate.
- b) The Board may, at its discretion, appoint individuals to serve as staff persons.
- c) The Governor's Office shall, upon the request of the Chairperson, provide administrative and technical support to the operations of the Board.

V. TRANSPARENCY

In addition to whatever policies or procedures it may adopt, all operations of the Board will be subject to the provisions of the Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) and the Illinois Open Meetings Act (5 ILCS 120/1 *et seq.*). This section shall not be construed so as to preclude other statutes from applying to the Board and its activities.

VI. EFFECTIVE DATE

This Order shall take effect immediately upon its execution.



PAT QUINN
Governor

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IN THE OFFICE OF
SECRETARY OF STATE
Executive Order

SPRINGFIELD, ILLINOIS

09-04

**EXECUTIVE ORDER TO REORGANIZE AGENCIES BY THE TRANSFER OF
THE FUNCTIONS OF THE DIVISION OF INSURANCE, DEPARTMENT
OF FINANCIAL AND PROFESSIONAL REGULATION INTO THE
RE-ESTABLISHED DEPARTMENT OF INSURANCE.**

WHEREAS, pursuant to the McCarran-Ferguson Act, 15 U.S.C. §1012(a), insurance is subject to the specific province and regulation of the States, not the Federal government; and

WHEREAS, more than 11,500,000 people, or more than ninety percent (90%) of the people of Illinois are affected or protected by at least one form of insurance, the terms and conditions of which are frequently difficult for even sophisticated consumers; and, whereas, consumers frequently need assistance either in understanding policy terms or obtaining payment of a claim; and

WHEREAS, current State law provides for insurance consumer protection and assistance (including, among others, families, professionals, seniors and businesses), solvency regulation, policy review and approval, and numerous other forms of both consumer- and company-based assistance and regulation; and

WHEREAS, even in the current economic crisis, state-based insurance regulation has demonstrated an ability to protect policyholders and preserve company solvency that is superior to Federal regulatory agencies; and

WHEREAS, insurance industry and related professionals comprise a large employment and economic base in Illinois and many of its communities; and

WHEREAS, the regulation of insurance is funded by assessments on the insurance industry; and

WHEREAS, Article V, Section 11 of the Illinois Constitution authorizes the Governor to reassign functions or reorganize executive agencies that are directly responsible to him by means of executive order; and

WHEREAS, Section 3.2 of the Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "Reorganization" includes, in pertinent part, (a) the transfer of the whole or any part of any agency, or of the whole or any part of the functions thereof, to the jurisdiction and control of any other agency, (b) the abolition of the whole or any part of any agency which does not have, or upon the taking effect of such reorganization will not have, any functions, and (c) the establishment of a new agency to perform all or any part of the functions of an existing agency or agencies; and

WHEREAS, the Department of Financial and Professional Regulation is an executive agency directly responsible to the Governor which exercises the rights, powers, duties and responsibilities derived from 20 ILCS 1205/1 *et seq.*, 20 ILCS 1405/1 *et seq.*, 20 ILCS 2105/1 *et seq.* and 20 ILCS 3205/0.1 *et seq.*, respectively; and

WHEREAS, the Department of Financial and Professional Regulation consists of four Divisions; namely, the Division of Banking, the Division of Financial Institutions, the Division of Professional Regulation, and the Division of Insurance; and

WHEREAS, without any additional cost to taxpayers due to the industry assessment, substantial benefit to consumers can be achieved by the transfer of all functions (the "Functions") of the Division of Insurance, Department of Financial and Professional Regulation, into a re-established Department of Insurance (the "Department"); and

WHEREAS, the transfer of the Functions of the Division of Insurance, Department of Financial and Professional Regulation, into the Department shall not impede, disrupt or impair in any fashion any council, commission, board or other entity previously established and operating under the Agencies, and shall not impose any additional cost or financial burden on taxpayers or the State.

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Illinois Constitution, I hereby order:

I. RE-ESTABLISHMENT OF DEPARTMENT

- A. Effective June 1, 2009, or as soon thereafter as practicable, the Department shall be created and known as the "Department of Insurance."
- B. The Department shall have an officer as its lead known as the Director who shall be responsible for all agency Functions. Appointment to this office shall be made by the Governor, by and with the advice and confirmation of the Senate. Vacancies in the office of the Director shall be filled pursuant to 20 ILCS 5/5-605. The Director of the Department shall receive an annual salary as set by the Governor from time to time or as set by the Compensation Review Board, as the case may be.
- C. The Department shall also have assistants and deputies as may be appropriate for the efficient operation of the Department.

II. TRANSFER OF FUNCTIONS

Effective June 1, 2009, or as soon thereafter as practicable, the Functions and all associated powers, duties, rights and responsibilities of the Division of Insurance shall be transferred to the Department. The statutory powers, duties, rights and responsibilities of the Division of Insurance associated with these Functions derive from the statutes listed in the attached Appendix.

III. EFFECT OF TRANSFER

- A. The Division of Insurance powers, duties, rights and responsibilities related to the Functions and transferred by the Division of Insurance to the Department shall not be affected by this Executive Order, except that those powers, duties, rights and responsibilities shall all be carried out by the Department from the effective date of the transfers.
- B. The staffs of the Division of Insurance and Department of Financial and Professional Regulation engaged in the performance of the Functions shall be transferred to the Department. The status and rights of such employees under the Personnel Code shall not be affected by the transfers. The rights of the employees, the State of Illinois and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension, retirement or annuity plan shall not be affected by this Executive Order. To the extent that an employee performs duties for the Division of Insurance within the Department of Financial and Professional Regulation, for the Department of Financial and Professional Regulation itself, or for any other division or agency within the Department of Financial and Professional Regulation, that employee shall be transferred to the Department at the Governor's discretion.

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- C. All books, records, papers, documents, property (real and personal), contracts, and pending business pertaining to the powers, duties, rights and responsibilities transferred by this Executive Order from the Division of Insurance to the Department, including but not limited to material in electronic or magnetic format and necessary computer hardware and software, shall be delivered to the Department.
- D. All unexpended appropriations and balances and other funds available for use in connection with any of the Functions shall be transferred for use by the Department for the Functions pursuant to the direction of the Governor. Unexpended balances so transferred shall be expended only for the purpose for which the appropriations were originally made.

IV. SAVINGS CLAUSE

- A. The powers, duties, rights and responsibilities related to the Functions and transferred from the Division of Insurance by this Executive Order shall be vested in and shall be exercised by the Department. Each act done in exercise of such powers, duties, rights and responsibilities shall have the same legal effect as if done by the Division of Insurance or the Department of Financial and Professional Regulation, its divisions, officers or employees.
- B. Every officer of the Department shall, for any offense, be subject to the same penalty or penalties, civil or criminal, as are prescribed by existing law for the same offense by any officer whose powers or duties were transferred under this Executive Order.
- C. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person to or upon the Division of Insurance in connection with any of the Functions transferred by this Executive Order, the same shall be made, given, furnished or served in the same manner to or upon the Department.
- D. This Executive Order shall not affect any act done, ratified or canceled or any right occurring or established or any action or proceeding had or commenced in an administrative, civil or criminal cause regarding the Functions of the Division of Insurance before this Executive Order takes effect; such actions or proceedings may be prosecuted and continued by the Department.
- E. Any rules of the Division of Insurance or the Department of Financial and Professional Regulation that relate to the Functions, are in full force on the effective date of this Executive Order and that have been duly adopted by the Division of Insurance and/or the Department of Financial and Professional Regulation shall become the rules of the Department. This Executive Order shall not affect the legality of any such rules in the Illinois Administrative Code. Any proposed rules filed with the Secretary of State by the Division of Insurance that are pending in the rulemaking process on the effective date of this Executive Order and pertain to the Functions transferred, shall be deemed to have been filed by the Department. As soon as practicable hereafter, the Department shall revise and clarify the rules transferred to it under this Executive Order to reflect the reorganization of rights, powers and duties affected by this Order, using the procedures for re-codification of rules available under the Illinois Administrative Procedures Act, except that existing title, part, and section numbering for the affected rules may be retained. The Department, consistent with its authority to do so, may propose and adopt under the Illinois Administrative Procedures Act such other rules that will now be administered by the Department. To the extent that, prior to the effective date of the transfers, the Secretary of the Department of Financial and Professional Regulation, or the Director of the Division of Insurance, Department of Financial and Professional Regulation had been empowered to prescribe regulations or had other rulemaking authority with respect to the Division of Insurance, Department of Financial and Professional

Regulation, such duties shall be exercised from and after the effective date of the transfers by the Director of the Department, who shall be responsible for the oversight of those respective Functions.

V. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.


Pat Quinn, Governor

Issued by Governor: April 1, 2009

Filed with Secretary of State: April 1, 2009

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**Appendix
09-04**

Division of Insurance statutes affected by the Reorganization:

Department of Insurance Law, 20 ILCS 1405 et seq.
 Illinois Insurance Code, 215 ILCS 5/1 et seq.
 Small Employer Health Insurance Rating Act, 215 ILCS 93/1 to 215 ILCS 93/40
 Small Employer Rating, Renewability and Portability Health Insurance Act, 215 ILCS 95/1 to 215 ILCS 95/55 [Repealed]
 Illinois Health Insurance Portability and Accountability Act, 215 ILCS 97/1 to 215 ILCS 97/99
 Reinsurance Intermediary Act, 215 ILCS 100/1 to 215 ILCS 100/60
 Comprehensive Health Insurance Plan Act, 215 ILCS 105/1 to 215 ILCS 105/15
 Children's Health Insurance Program, 215 ILCS 106/1 to 215 ILCS 106/99 [Repealed effective July 1, 2004]
 Producer Controlled Insurer Act, 215 ILCS 107/1 to 215 ILCS 107/99
 Dental Care Patient Protection Act, 215 ILCS 109/1 to 215 ILCS 109/85
 Dental Service Plan Act, 215 ILCS 110/1 to 215 ILCS 110/47
 Employee Leasing Company Act, 215 ILCS 113/1 to 215 ILCS 113/99
 Employees Dental Freedom of Choice Act, 215 ILCS 115/1 to 215 ILCS 115/4
 Farm Mutual Insurance Company Act of 1986, 215 ILCS 120/1 to 215 ILCS 120/17
 Health Care Purchasing Group Act, 215 ILCS 123/1 to 215 ILCS 123/75
 Health Maintenance Organization Act, 215 ILCS 125/1-1 to 215 ILCS 125/6-19
 Limited Health Service Organization Act, 215 ILCS 130/1001 to 215 ILCS 130/4009
 Managed Care Reform and Patient Rights Act, 215 ILCS 134/1 to 215 ILCS 134/299
 Pharmaceutical Service Plan Act, 215 ILCS 135/1 to 215 ILCS 135/46.1 [Repealed]
 Uniform Prescription Drug Information Card Act, 215 ILCS 138/1 to 215 ILCS 139/99
 Product Liability Insurance Act, 215 ILCS 140/0.01, 215 ILCS 140/1 [Repealed]
 Property Fire Loss Act, 215 ILCS 145/0.1, 215 ILCS 145/1
 Religious and Charitable Risk Pooling Trust Act, 215 ILCS 150/1 to 215 ILCS 150/28
 Service Contract Act, 215 ILCS 152/1 to 215 ILCS 152/99
 Title Insurance Act, 215 ILCS 155/1 to 215 ILCS 155/25
 Viatical Settlements Act, 215 ILCS 158/1 to 215 ILCS 158/99
 Vision Service Plan Act, 215 ILCS 160/1 to 215 ILCS 160/32 [Repealed]
 Voluntary Health Services Plans Act, 215 ILCS 165/1 to 215 ILCS 165/30
 Intergovernmental Cooperation Act, 5 ILCS 220/1 to 5 ILCS 220/16
 State Employees Group Insurance Act of 1971, 5 ILCS 375/1 to 5 ILCS 375/17
 Civil Administrative Code of Illinois (Part 11.5), 20 ILCS 1405/56.3, 20 ILCS 1405/1405-1 to 20 ILCS 1405/1405-30
 Military Code of Illinois, 20 ILCS 1805/30.20
 State Fire Marshall Act, 20 ILCS 2905/0.01 to 20 ILCS 2905/3
 Experimental Organ Transplantation Procedures Act, 20 ILCS 3935/1 to 20 ILCS 3935/5
 Illinois Municipal Code, Art. 11, Corporate Powers and Functions (Public Health, Safety and Welfare),
 65 ILCS 5/11-10-1 to 65 ILCS 5/11-10-3, 65 ILCS 5/11-152-1 to 65 ILCS 5/11-152-4.
 Asbestos Abatement Act, 105 ILCS 105/1 to 105 ILCS 105/16
 Ch. 8 Motor Vehicles Used for Transportation of Passengers, 625 ILCS 5/8-101 to 625 ILCS 5/8-116
 Ch. 9 Owners of For-Rent Vehicles for Hire, 625 ILCS 5/9-101 to 625 ILCS 5/9-110
 Ch. 18a Illinois Commercial Relocation of Trespassing Vehicles Law, 625 ILCS 5/18a-301
 Boat Registration and Safety Act
 Art. V Operation of Motor Boats, 625 ILCS 45/5-1 to 625 ILCS 45/5-21
 Criminal Code of 1961
 Art. 46 Insurance Fraud, Fraud on the Government, and Related Offenses, 720 ILCS 5/46-1 to 720 ILCS 5/46-5
 Criminal Juris Prudence Act (insurance law violation), 720 ILCS 275/119 [Repealed]
 Insurance Claims for Excessive Charges Act, 720 ILCS 325/1 to 720 ILCS 325/15
 Bail Bond False Statement Act, 720 ILCS 540/0.01, 720 ILCS 540/1
 Quasi-criminal and Misdemeanor Bail Act, 725 ILCS 195/0.01 to 725 ILCS 195/5
 Insurance Claims Fraud Prevention Act, 740 ILCS 92/1 to 740 ILCS 92/45
 Securities in Fiduciary Accounts Act, 760 ILCS 75/0.01 to 760 ILCS 75/4
 Condominium Property Act, 765 ILCS 605/12, 765 ILCS 605/12.1

Mortgage Certificate of Release Act, 765 ILCS 935/5 to 765 ILCS 935/99
Bailment Insurance Act, 765 ILCS 1015/0.01 to 765 ILCS 1015/4
General Not-for-Profit Corporation Act of 1986, 805 ILCS 105/101.01 to 805 ILCS 105/117.05
Motor Vehicle Retail Installment Sales Act, 815 ILCS 375/8 to 815 ILCS 375/10
Restricted Call Registry Act, 815 ILCS 402/5
Retail Installment Sales Act, 815 ILCS 405/8 to 815 ILCS 405/11.1
Consumer Fraud and Deceptive Business Practices Act, 815 ILCS 505/1 to 815 ILCS 505/12
Uniform Deceptive Trade Practices Act, 815 ILCS 510/1 to 815 ILCS 510/7
Health Insurance Claim Filing Act, 820 ILCS 45/0.01 to 820 ILCS 45/2
Medical Care Savings Account Act of 2000, 820 ILCS 153/1 to 820 ILCS 153/99
Workers Compensation Act, 820 ILCS 305/1 to 820 ILCS 305/6
Workers Occupational Diseases Act, 820 ILCS 310/4 to 820 ILCS 310/6

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IN THE OFFICE OF
SECRETARY OF STATE



Executive Order

09-05

EXECUTIVE ORDER TO TRANSFER THE FUNCTIONS OF THE ILLINOIS RACING BOARD AND THE ILLINOIS GAMING BOARD PROVIDED BY THE DEPARTMENT OF REVENUE TO THE ILLINOIS RACING BOARD AND THE ILLINOIS GAMING BOARD

WHEREAS, as Governor of the State of Illinois, it is my duty to ensure accountability and efficiency in the State's operations and provision of services, and to promote independence of the State's agencies when appropriate; and

WHEREAS, Article V, Section 11 of the Illinois Constitution authorizes the Governor to reassign functions or reorganize executive agencies that are directly responsible to him by means of executive order; and

WHEREAS, Section 3.2 of the Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "reorganization" includes (1) the transfer of the whole or any part of any agency, or of the whole or any part of the functions thereof, to the jurisdiction and control of any other agency; (2) the consolidation or coordination of the whole or any part of the functions thereof, with the whole or any part of any other agency or the functions thereof; (3) the consolidation or coordination of any part of any agency or the functions thereof with any other part of the same agency or the functions thereof; (4) the abolition of the whole or any part of any agency which does not have, or upon the taking effect of reorganization will not have, any functions; (5) the establishment of a new agency to perform all or any part of the functions of an existing agency or agencies; and

WHEREAS, the Department of Revenue is an executive agency directly responsible to the Governor which exercises the rights, powers, duties and responsibilities derived from 20 ILCS 2505/2505-1 *et seq.*; and

WHEREAS, the Department of Revenue is responsible for providing certain staffing and support functions to the Illinois Racing Board and the Illinois Gaming Board under 230 ILCS 5/1 *et seq.* and 20 ILCS 2505/2505-1 *et seq.*, and 230 ILCS 10/1 *et seq.*, respectively (the "Functions"); and

WHEREAS, substantial benefits can be achieved by the transfer of the Functions from the Department of Revenue to the Illinois Racing Board and the Illinois Gaming Board, respectively; and

WHEREAS, the transfer of the Functions from the Department of Revenue to the Illinois Racing Board and the Illinois Gaming Board shall not impede, disrupt or impair in any fashion any council, commission, board or other entity previously established.

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Illinois Constitution, I hereby order:

I. TRANSFER OF FUNCTIONS

- A. Effective July 1, 2009, the Functions and all associated powers, duties, rights and responsibilities of the Illinois Racing Board and the Illinois Gaming Board that now are being provided by the Department of Revenue for each of the respective Boards shall be transferred to the Illinois Racing Board and the Illinois Gaming Board, respectively, except that any of the Functions currently being provided by the Administrative & Regulatory Shared Services Center (the "ARSSC") housed in the Department of Revenue will not be transferred and will continue to be provided by the ARSSC. The statutory powers, duties, rights and responsibilities of the Illinois Racing Board and the Illinois

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Gaming Board associated with these Functions derive from 230 ILCS 5/1 *et seq.* and 20 ILCS 2505/2505-1 *et seq.*, and 230 ILCS 10/1 *et seq.*, respectively.

- B. The transfer of all Functions and personnel, and the delivery of all books, records, papers, documents, property (real and personal), contracts, and pending business pertaining to the Functions transferred by this Executive Order shall be completed July 1, 2009, or as soon thereafter as is practicable.

II. EFFECT OF TRANSFER

The powers, duties, rights and responsibilities related to the Functions transferred from the Department of Revenue to the Illinois Racing Board and the Illinois Gaming Board, respectively, shall not be affected by this Executive Order, except that they shall all be carried out by the Illinois Racing Board and the Illinois Gaming Board, respectively, from the effective date of the transfers.

- A. The staff of the Department of Revenue engaged in the performance of the Functions shall be transferred to the Illinois Racing Board and the Illinois Gaming Board, respectively, except that no ARSCC staff will be transferred to either Board as a result of this Executive Order. The status and rights of such employees, so transferred, under the Personnel Code shall not be affected by the transfers. The rights of the employees, the State of Illinois and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension, retirement or annuity plan shall not be affected by this Executive Order. To the extent that an employee performs duties for the Illinois Racing Board, the Illinois Gaming Board, the Department of Revenue itself, or any other division or agency within the Department of Revenue, that employee shall be transferred to his or her respective Board at the Governor's discretion.

- B. All books, records, papers, documents, property (real and personal), contracts, and pending business pertaining to the powers, duties, rights and responsibilities transferred by this Executive Order from the Department of Revenue to the Illinois Racing Board and the Illinois Gaming Board, respectively, including but not limited to material in electronic or magnetic format and necessary computer hardware and software, shall be delivered to each respective Board.

- C. All unexpended appropriations and balances and other funds available for use in FY2010 in connection with any of the Functions shall be transferred for use by the Illinois Racing Board and the Illinois Gaming Board, respectively, for the Functions of each respective Board pursuant to the direction of the Governor, except for such unexpended appropriations and balances and other funds made to the ARSCC or to the Department of Revenue on behalf of the ARSCC, that are for Functions not transferred by this Executive Order. Unexpended balances so transferred shall be expended only for the purpose for which the appropriations were originally made. All unexpended appropriations and balances and other funds available for use by the Department of Revenue in FY2009 in connection with any of the Functions shall remain with the Department of Revenue for payment of FY2009 obligations for the Functions so transferred by this Executive Order, including those payments payable within the FY2009 lapse period.

III. SAVINGS CLAUSE

- A. The powers, duties, rights and responsibilities related to the Functions and transferred from the Department of Revenue by this Executive Order shall be vested in and shall be exercised by the Illinois Racing Board and the Illinois Gaming Board, respectively. Each act done in exercise of such powers, duties, rights and responsibilities shall have the same legal effect as if done by the Department of Revenue or its divisions, officers or employees.
- B. Every officer of the Illinois Racing Board and the Illinois Gaming Board, respectively, shall, for any offense, be subject to the same penalty or penalties, civil or criminal, as are prescribed by existing law for the same offense by any officer whose powers or duties were transferred under this Executive Order.
- C. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person to or upon the Department of Revenue in connection with any of the Functions transferred by this Executive Order, the same shall be made, given, furnished or served in the same manner to or upon the Illinois Racing Board and the Illinois Gaming Board, respectively.

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- D. This Executive Order shall not affect any act done, ratified or canceled or any right occurring or established or any action or proceeding had or commenced in an administrative, civil or criminal cause regarding the Functions of the Department of Revenue before this Executive Order takes effect; such actions or proceedings may be prosecuted and continued by the Illinois Racing Board and the Illinois Gaming Board, respectively.
- E. Any rules of the Department of Revenue, the Illinois Racing Board, or the Illinois Gaming Board that relate to the Functions that are in full force on the effective date of this Executive Order and that have been duly adopted by such Department or Board shall become the rules of the respective Board. This Executive Order shall not affect the legality of any such rules in the Illinois Administrative Code. Any proposed rules filed with the Secretary of State by the Department of Revenue, Illinois Racing Board or the Illinois Gaming Board that are pending in the rulemaking process on the effective date of this Executive Order and that pertain to the Functions transferred, shall be deemed to have been filed by the respective Board. As soon as practicable hereafter, each Board shall revise and clarify the rules transferred to it under this Executive Order to reflect the reorganization of rights, powers and duties affected by this Executive Order, using the procedures for recodification of rules available under the Illinois Administrative Procedures Act, except that existing title, part, and section numbering for the affected rules may be retained. Each Board, consistent with its authority to do so, may propose and adopt under the Illinois Administrative Procedures Act such other rules that will now be administered by each respective Board. To the extent that, prior to the effective date of the transfers, the Director of the Department of Revenue had been empowered to prescribe regulations or had other rulemaking authority with respect to the Illinois Racing Board or the Illinois Gaming Board, such duties shall be exercised from and after the effective date of the transfers to the Executive Director of the Illinois Racing Board or the Administrator of the Illinois Gaming Board, respectively, who shall be responsible for the oversight of those respective Functions.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.


Pat Quinn, Governor

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IN THE OFFICE OF
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SPRINGFIELD, ILLINOIS

EXECUTIVE ORDER

09-06

**EXECUTIVE ORDER TO REORGANIZE AGENCIES BY THE TRANSFER OF
THE ILLINOIS HISTORIC PRESERVATION AGENCY TO THE
DEPARTMENT OF NATURAL RESOURCES**

WHEREAS, the Historic Preservation Agency ("the Agency") operates historic sites and memorials throughout the State; and

WHEREAS, the Agency also operates all state and federal historic preservation and incentive programs in the State, including the National Register of Historic Places; and

WHEREAS, all Illinoisans desire that these resources be protected and available to the public; and

WHEREAS, the mission of the Department of Natural Resources ("the Department") is to manage, protect and sustain Illinois' natural and cultural resources; and

WHEREAS, the Department has considerable experience and expertise in providing services and maintaining sites throughout our State; and

WHEREAS, consolidating the Agency into the Department will ensure that some of the State's most precious resources will be protected and available for the public to visit; and

WHEREAS, consolidating the Agency will be beneficial to the Agency, the Department, and the people of the State of Illinois; and

WHEREAS, substantial benefits can be achieved by the transfer of all functions ("the functions") of the Agency to the Department and the subsequent abolition of the Agency; and

WHEREAS, Article V, Section 11 of the Illinois Constitution provides that the Governor, by Executive Order, may reassign functions among or reorganize executive agencies which are directly responsible to him; and

WHEREAS, Section 3.2 of Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "Reorganization" includes, in pertinent part, (a) the transfer of the whole or any part of any agency, or of the whole or any part of the functions thereof, to the jurisdiction and control of any other agency, and (b) the abolition of the whole or any part of any agency which does not have, or upon the taking effect of such reorganization will not have, any functions; and

WHEREAS, the Agency is an executive agency directly responsible to the Governor; and

WHEREAS, the Department is an executive agency directly responsible to the Governor;

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Illinois Constitution, I hereby order:

I. CONSOLIDATION OF THE AGENCY INTO THE DEPARTMENT

- A. Effective July 1, 2009, the Agency shall be consolidated into the Department.
- B. The Department shall continue to have an officer as its lead known as the Director who shall be responsible for all Department functions.

- C. The Board of Trustees of the Agency shall be dissolved. The State Museum Advisory Board shall advise the Director on issues related to historic preservation.
- D. The Director of the Abraham Lincoln Presidential Library and Museum, appointed by the Governor, with the advice and consent of the Senate, shall continue to administer the Library. The Advisory Board of the Abraham Lincoln Presidential Library and Museum shall continue to advise the Library and the Library Director on relevant programs.

II. TRANSFER OF FUNCTIONS

- A. Effective July 1, 2009, the functions and all associated powers, duties, rights, and responsibilities of the Agency shall be transferred to the Department. The statutory powers, duties, rights, and responsibilities of the Agency derive from the following Statutes:

State Employee Housing Act, 5 ILCS 412/5-5, 5-15, 5-20, 5-25, 5-30, 5-35;
Department of Natural Resources Act, 20 ILCS 801/1-5, 80-20, 80-30, 80-35;
Civil Administrative Code, 20 ILCS 805/805-220, 805-315;
Interagency Wetland Policy Act of 1989, 20 ILCS 830/2-1;
Outdoor Recreation Resources Act, 20 ILCS 860/2a, 3a, 4a, 5a;
Historic Preservation Agency Act, 20 ILCS 3405/1 et seq.;
Illinois Historic Preservation Act, 20 ILCS 3410/1 et seq.;
Historical Sites Listing Act, 20 ILCS 3415/0.01 et seq.;
Illinois State Agency Historic Resources Preservation Act, 20 ILCS 3420/1 et seq.;
State Historical Library Act, 20 ILCS 3425/0.01 et seq.;
Old State Capitol Act, 20 ILCS 3430/0.01 et seq.;
Archaeological and Paleontological Resources Protection Act, 20 ILCS 3435/01 et seq.;
Human Skeletal Remains Protection Act, 20 ILCS 3440/0.01 et seq.;
Heritage Preservation Act, 30 ILCS 145/3;
Public Use Trust Act, 30 ILCS 160/2;
Build Illinois Act, 30 ILCS 750/1-3;
Property Tax Code, Historic Residence Assessment Freeze Law, 35 ILCS 200/10-40, 10-45, 10-50, 10-55, 10-60, 10-65, 10-75, 10-80, 10-85;
Counties Code, 55 ILCS 5/5-31010, 5-31012, 5-31017;
Historical Document Preservation Act, 55 ILCS 120/1 et seq.;
Liquor Control Act of 1934, 235 ILCS 5/6-15;
Illinois Highway Code, 605 ILCS 5/4-201.5.

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- B. Whenever any provision of an Executive Order or any Act or section thereof transferred by this Executive Order provides for membership of the Director of the Agency on any council, commission, board, or other entity, or provides for the Director of the Agency to make an appointment to any council, commission, board, or other entity, the Director of the Department or his designee shall serve in that place. If more than one such person is required by law to serve on any council, commission, board, or other entity, an equivalent number of representatives of the Department shall so serve.

III. ABOLITION OF AGENCY

The Agency shall be abolished effective July 1, 2009. The rights, powers, and duties associated with the functions vested by law in the Agency, or any office, division, council, committee, bureau, board, commission, officer, employee, or associated individual, person or entity, and all rights, powers, and duties of the Agency related to the functions, including funding mechanisms, shall be transferred to the Department.

IV. EFFECT OF TRANSFER

The powers, duties, rights, and responsibilities related to the functions and transferred from the Agency to the Department shall not be affected by this Executive Order, except that they shall all be carried out by the Department from the effective date of the transfers.

- A. The staff of the Agency engaged in the performance of the functions shall be transferred to the Department. The status and rights of such employees under the Personnel Code shall not be affected by the transfers. The rights of the employees, the State of Illinois and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension, retirement, or annuity plan shall not be affected by this Executive Order.

- B. All books, records, papers, documents, property (real and personal), contracts, and pending business pertaining to the powers, duties, rights, and responsibilities transferred by this Executive Order from the Agency to the Department, including but not limited to material in electronic or

magnetic format and necessary computer hardware and software, shall be delivered to the Department.

C. All unexpended appropriations and balances and other funds available for use in connection with any of the functions shall be transferred for use by the Department for the functions pursuant to the direction of the Governor. Unexpended balances so transferred shall be expended only for the purpose for which the appropriations were originally made.

V. SAVINGS CLAUSE

A. The powers, duties, rights, and responsibilities related to the functions and transferred from the Agency to the Department by this Executive Order shall be vested in and shall be exercised by the Department. Each act done in exercise of such powers, duties, rights, and responsibilities shall have the same legal effect as if done by the Agency, its officers or employees.

B. Every officer of the Department shall, for any offense, be subject to the same penalty or penalties, civil or criminal, as are prescribed by existing laws for the same offense by any officer whose powers or duties were transferred under this Executive Order.

C. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person to or upon the Agency in connection with any of the functions transferred by this Executive Order, the same shall be made, given, furnished, or served in the same manner to or upon the Department.

D. This Executive Order shall not affect any act done, ratified, or canceled, or any right occurring or established or any action or proceeding had or commenced in an administrative, civil, or criminal case regarding the functions of the Agency before this Executive Order takes effect; such actions may be prosecuted or continued by the Department.

E. Any rules of the Agency that relate to the functions, are in full force on the effective date of this Executive Order and that have been duly adopted by the Agency shall become the rules of the Department. This Executive Order shall not affect the legality of any such rules in the Illinois Administrative Code. Any proposed rules filed with the Secretary of State by the Agency that are pending in the rulemaking process on the effective date of this Executive Order and pertain to the functions transferred, shall be deemed to have been filed by the Department. As soon as practicable hereafter, the Department shall revise and clarify the rules transferred to it under this Executive Order to reflect the reorganization of rights, powers, and duties affected by this Order, using the procedures for recodification of rules available under the Illinois Administrative Procedures Act, except that existing title, part, and section numbering for the affected rules may be retained. The Department, consistent with the Agency's authority to do so, may propose and adopt under the Illinois Administrative Procedures Act such other rules of the Agency that will now be administered by the Department. To the extent that, prior to the effective date of the transfers, the Director of the Agency had been empowered to prescribe regulations or had other authority with respect to the transferred functions, such duties shall be exercised from and after the effective date of the transfers by the Director of the Department.

VI. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.


Pat Quinn, Governor

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EXECUTIVE ORDER

09-07

**EXECUTIVE ORDER TO REDUCE ENERGY CONSUMPTION IN STATE
FACILITIES**

WHEREAS, it is critical to use energy in the most efficient way possible to save taxpayer money and to protect our climate and natural resources; and

WHEREAS, it is vital to reduce energy consumption and produce cost savings in the operations of all agencies, offices, divisions, departments, bureaus, boards and commissions directly responsible to the Governor (hereinafter "agencies"); and

WHEREAS, agencies control hundreds of buildings throughout the State and spend nearly 120 million dollars a year on energy for their facilities; and

WHEREAS, improved energy efficiency is the most cost effective and fastest option for the State to lower its energy bills; and

WHEREAS, there is currently no statewide agency coordinating energy savings activities and thus the State does not implement consistent facilities management policies and procedures to reduce energy consumption or to take full advantage of available energy efficiency incentives and economies of scale that would produce further cost savings; and

WHEREAS, there is currently no statewide agency compiling energy and utility usage data and thus the State does not have a comprehensive and standardized platform with which to benchmark its historic and current usage patterns, identify and prioritize locations for energy efficiency upgrades, or document the impact of ongoing energy efficiency and cost control policies and practices; and

WHEREAS, Article V, Section 11 of the Constitution of the State of Illinois authorizes the Governor to reassign functions among or reorganize executive agencies, which are directly responsible to him by means of an Executive Order; and

WHEREAS, Section 3.2 of the Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "Reorganization" includes the "transfer of . . . functions" from one agency to another and "the abolition of the whole or any part of any agency which does not have, or upon the taking effect of reorganization will not have, any functions";

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Illinois Constitution, I hereby order:

I. TRANSFER OF FUNCTIONS

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A. The Department of Central Management Services shall be responsible for implementing a program to increase energy efficiency, track and reduce energy usage, and improve the procurement of energy for all State-owned and State-leased facilities for all agencies. Specifically, the Director of the Department of Central Management Services or his or her designee shall:

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1. Chair an Energy Efficiency Committee, consisting of the Directors of the Department of Central Management Services and the Department of Commerce and Economic Opportunity and the Executive Director of the Capital Development Board and/or their designees, that shall meet monthly to identify energy efficiency projects for State-owned or State-leased facilities and oversee the procurement and completion of those projects. The Energy Efficiency Committee shall:
 - a. Oversee energy audits to be conducted at State-owned or State-leased facilities.
 - b. Oversee the subsequent implementation of the recommendations contained in the energy audits in the most cost-effective manner available.
 - c. Enter into contracts for equipment or services designed to decrease energy consumption in State-owned or State-leased facilities or equipment, with preference given to contracts that can be cost-effectively implemented with a maximum 10-year payback period.
 - d. Coordinate with the Office of Management and Budget to ensure that State agencies establish individual budget line items for acceptance of energy efficiency incentives and to ensure that State agencies leverage the maximum amount of energy efficiency incentives available through State and private programs.
 2. Provide an annual report to the Governor, outlining the environmental results, reduction in consumption and cost savings to the State.
 3. Develop and maintain such data management systems as are necessary to document energy usage in a manner consistent with the need to purchase supplies in the most cost-effective manner and to support the development of strategies to maximize the operational efficiency of the State's facilities.
 4. Take the action necessary to enable the State to take advantage of bulk purchases of energy to maximize the State's purchasing power.
 5. Obtain from all agencies a comprehensive listing of all electricity, natural gas, water and sewer accounts, along with other site-identifying information, and work directly with the appropriate utility companies to arrange for ongoing monthly electronic download or dual distribution to both the agencies and the Energy Efficiency Committee of the account data, including the necessary usage and rate.
 6. At the sole discretion and direction of the Director of the Department of Central Management Services, effective July 1, 2009, initiate and receive annual appropriations for and pay all utility bills for State-owned and State-leased facilities for all agencies from the Facilities Management Revolving Fund and bill agencies for reimbursement.
- B. The statutory powers, duties, rights, responsibilities and liabilities regarding facilities management and decreasing energy consumption, contained in this Executive Order, derive from the following named statutory provisions:

Department on Aging: 20 ILCS 405/405-300.

Department of Agriculture: 20 ILCS 205/205-405; 20 ILCS 210/2; 510 ILCS 10/1(a).

Arts Council: 20 ILCS 3915/6; 20 ILCS 405/405-300.

Capital Development Board: 20 ILCS 3105/9.01.

Department of Central Management Services: 20 ILCS 405/405-295, 300, 315; 30 ILCS 605/1 et seq.

Department of Children and Family Services: 20 ILCS 505/1 et seq.

Department of Commerce and Economic Opportunity: 20 ILCS 605/605-55.

Department of Corrections: 730 ILCS 5/3-2-2(1)(c).

Criminal Justice Information Authority: 20 ILCS 405/405-300.

Illinois Council on Developmental Disabilities: 20 ILCS 405/405-300.

Illinois Deaf and Hard of Hearing Commission: 20 ILCS 405/405-300.

Illinois Educational Labor Relations Board: 20 ILCS 405/405-300.

Illinois Emergency Management Agency: 20 ILCS 3305/6(c)(3), 7(a)(4), 19; 20 ILCS 3310; 420 ILCS 20/5; 420 ILCS 35/4, 5.

Illinois Department of Employment Security: 20 ILCS 5/5-630; 20 ILCS 1005/1005-115, 1005-150; 20 ILCS 1010/2; 20 ILCS 1015/1, 3; 820 ILCS 405/802, 1705.

Illinois Environmental Protection Agency: 415 ILCS 5/3.105; 20 ILCS 405/405-300.

Illinois Finance Authority: 20 ILCS 405/405-300.

Department of Financial and Professional Regulation: 20 ILCS 1205; 20 ILCS 2105/2105-15(a)(6); 20 ILCS 1405/1405-5(5); 20 ILCS 3205; 20 ILCS 405/405-300.

Governor's Office of Management and Budget: 20 ILCS 3005; 20 ILCS 405/405-300.

Guardianship and Advocacy Commission: 20 ILCS 405/405-300.

Department of Healthcare and Family Services: 20 ILCS 2205; 20 ILCS 405/405-300.

Housing Development Authority: 20 ILCS 405/405-300.

Historic Preservation Agency: 20 ILCS 3405 et seq.; 20 ILCS 3430; 5 ILCS 412/5.

Department of Human Rights: 775 ILCS 5/7-101; 20 ILCS 405/405-300.

Human Rights Commission: 20 ILCS 405/405-300.

Department of Human Services: 20 ILCS 1705/4, 14; 20 ILCS 2405/10, 11; 20 ILCS 1305.

Interagency Energy Conservation Committee: 20 ILCS 3953/20(b), (d), and (f)

Department of Juvenile Justice: 20 ILCS 405/405-300.

Department of Labor: 20 ILCS 1505; 20 ILCS 405/405-300.

Labor Relations Board: 20 ILCS 405/405-300.

Illinois Law Enforcement Training and Standards Board: 50 ILCS 705; 50 ILCS 720/2; 20 ILCS 405/405-300

Liquor Control Commission: 20 ILCS 405/405-300.

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Illinois Lottery Board: 20 ILCS 1605.

Illinois Medical District Commission: 70 ILCS 915/2; 20 ILCS 405/405-300.

Department of Military Affairs: 20 ILCS 1805/22-2, 22-5, 65; 20 ILCS 1810/1 et seq.

Department of Natural Resources: 20 ILCS 801/1-15(c), 5-5; 20 ILCS 805/805-210, 805-230, 805-300, 805-305, 805- 500; 20 ILCS 835; 20 ILCS 860; 20 ILCS 862; 20 ILCS 870.

Illinois Power Agency: 20 ILCS 405/405-300.

Illinois Prisoner Review Board: 20 ILCS 405/405-300.

Property Tax Appeal Board: 20 ILCS 405/405-300.

Department of Public Health: 20 ILCS 2305/2(f); 20 ILCS 2310/2310-90; 410 ILCS 47/15; 410 ILCS 535/2.

Illinois Racing Board: 230 ILCS 5/9; 20 ILCS 405/405-300.

Department of Revenue: 20 ILCS 2505/2505-730.

Illinois State Board of Investment: 20 ILCS 405/405-300.

Office of the State Fire Marshal: 20 ILCS 2905; 20 ILCS 405/405-300.

Illinois State Police: 20 ILCS 2605; 20 ILCS 405/405-300.

State Retirement Systems: 20 ILCS 405/405-300.

Illinois Toll Highway Authority: 605 ILCS 10/1; 605 ILCS 10/8.

Department of Transportation: 20 ILCS 2705; 20 ILCS 5/5-630.

Department of Veteran Affairs: 20 ILCS 2805/2(2).

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II. ABOLITIONS

As detailed above, in Part I.B.26., certain powers and duties previously held by the Interagency Energy Conservation Committee are contained in this Executive Order. The Interagency Energy Conservation Committee's remaining powers and duties are duplicative of those handled by other agencies, including but not limited to the Capital Development Board and the Department of Economic Opportunity and Commerce. As such, the Interagency Energy Conservation Committee is abolished and its affairs terminated.

III. EFFECT OF TRANSFERS

- A. At the sole discretion and direction of the Director of the Department of Central Management Services and in consultation with the Governor's Office and affected agencies, personnel who are employed by agencies who are assigned to work involving utility payments shall be transferred to the Department of Central Management Services. The rights of the employees, the State and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension retirement or annuity plan shall not be affected by the Executive Order.
- B. All books, records, papers, documents, property (real and personal), contracts, and pending business pertaining to the powers, duties, rights and responsibilities transferred by this Executive Order to the Department of Central Management

Services shall be delivered to the Department of Central Management Services pursuant to the direction of the Director of the Department of Central Management Services.

- C. All unexpended appropriations and balances and other funds available for use in connection to the powers, duties, rights, and responsibilities transferred by this Executive Order shall be transferred for use by the Department of Central Management Systems pursuant to the direction of the Governor. Unexpended balances so transferred shall be expended only for the purpose for which the appropriations were originally made.

IV. SAVINGS CLAUSE

A. The rights, powers, duties and functions transferred to the Department of Central Management Services by this Executive Order shall be vested in and shall be exercised by the Department of Central Management Services. Each act done in exercise of such rights, powers, duties and functions shall have the same legal effect as if done by the agencies, offices, divisions, departments, bureaus, boards and commissions from which they were transferred.

B. Every person or corporation shall be subject to the same obligations and duties and any penalties, civil or criminal, arising therefrom, and shall have the same rights arising from the exercise of such rights, powers and duties as had been exercised by the agencies, offices, divisions, departments, bureaus, boards and commissions from which they were transferred.

C. Whenever reports or notices were previously required to be made or given or papers or documents furnished or served by any person with respect to the functions that are being transferred, pursuant to this Executive Order, from other agencies, offices, divisions, departments, bureaus, boards and commissions to the Department of Central Management Services, the same shall be made, given, furnished or served in the same manner to or upon the Department of Central Management Services.

D. This Executive Order shall not affect any act done, ratified or canceled or any right occurring or established or any action or proceeding had or commenced in an administrative, civil or criminal cause regarding the functions transferred, but such proceedings may be continued by the Department of Central Management Services.

E. This Executive Order shall not affect the legality of any rules in the Illinois Administrative Code regarding the functions transferred in this Executive Order that are in force on the effective date of this Executive Order. If necessary, however, the affected agencies shall propose, adopt, or repeal rules, rule amendments, and rule recodifications as appropriate to effectuate this Executive Order.

V. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.

VI. EFFECTIVE DATE

This Executive Order shall become effective on the 61st day after its delivery to the General Assembly.



Pat Quinn, Governor

Issued by Governor: April 1, 2009
Filed with Secretary of State: April 1, 2009

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EXECUTIVE DEPARTMENT

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EXECUTIVE

ORDER 09-08

**EXECUTIVE ORDER REORGANIZING
THE ILLINOIS MAIN STREET PROGRAM**

WHEREAS, the Illinois Main Street Program ("the Program") is based upon the National Trust for Historic Preservation's trademarked Main Street Four-Point Approach which endeavors to: (1) build downtown management organizations, (2) retain and strengthen existing downtown businesses and restore economic vitality, (3) promote a unified quality image that will bring people to downtown areas, and (4) enhance and preserve the appearance of historic commercial business districts; and

WHEREAS, the Office of the Lieutenant Governor ("the Office") created the Program in May of 1993 to offer small, rural communities technical assistance and hands-on training to revive their downtown areas; and

WHEREAS, the Program is a successful economic development program for traditional downtown commercial districts in communities of all sizes; and

WHEREAS, the Illinois Main Street Council ("the Council") was created to direct and oversee the implementation of the Program; and

WHEREAS, the Lieutenant Governor has been charged with the duty of serving as Chairperson of the Council; and

WHEREAS, the Office had shared responsibilities for the Program with the Department of Commerce and Community Affairs, now known as the Department of Commerce and Economic Opportunity ("the Department"); and

WHEREAS, since September 5, 2003, pursuant to an Interagency Agreement with the Department, the Office has served as custodian of all records related to the Program and has pursued authority and funding to administer the Program; and

WHEREAS, the goals of the Program remain priorities of the State of Illinois;

THEREFORE, I hereby order the following:

The membership and responsibilities of the Council shall be restructured to ensure the successful and efficient implementation of the objectives of the Program, which shall be administered from the Office of the Lieutenant Governor.

I. TRANSFER OF FUNCTIONS

Effective sixty one days after the filing of this Executive Order with the General Assembly, the functions and all associated powers, duties, rights, and responsibilities

related to the Program shall be transferred from the Department to the Office. The Office shall provide and maintain qualified staff and the Program's operating budget. The statutory powers, duties, rights, and responsibilities of the Department related to the Program derive from the following Statute:

Civil Administrative Code of Illinois, 20 ILCS 605/605-111

II. MEMBERSHIP OF COUNCIL

The membership of the Council shall be composed of: the Lieutenant Governor who shall be the Chairperson of the Council, and up to twelve other persons appointed by the Governor who have demonstrated an interest in downtown economic redevelopment or historic preservation. The Governor may also appoint ex-officio (non-voting) members to the Council.

III. RESPONSIBILITIES

The Chairperson shall: (1) preside over meetings of the Council, which shall be held quarterly each year, or, in the alternative, designate a Council or Staff Member to preside over meetings in his/her absence; and (2) appoint an Illinois Main Street Program Coordinator.

The Council shall: (1) assist in plans for the Program; (2) review and recommend all new Main Street Communities; and (3) adopt by-laws governing the organization and administration of the Council, which must be approved by a simple majority of the Council.

The Appointed Illinois Main Street Program Coordinator shall: (1) report to the Chairperson of the Council; (2) direct the day-to-day operations of the Program through the Office; (3) administer all elements of the Main Street Four-Point Approach™ specifically Organization, Economic Restructuring, Design and Promotion; (4) be charged with the oversight and authority necessary to operate the Program; and (5) institute the steps necessary to meet the standards and regulations set forth for a Coordinating Program as defined and monitored by the National Trust for Historic Preservation's National Main Streets Center.

IV. EFFECT OF TRANSFER

The powers, duties, rights, and responsibilities related to the Program and transferred from the Department to the Office shall not be affected by this Executive Order, except that they shall all be carried out by the Office from the effective date of the transfer.

- A. The staff of the Department engaged in the administration of the Program shall be transferred to the Office. The status and rights of such employees under the Personnel Code shall not be affected by the transfers. The rights of the employees, the State of Illinois and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension, retirement, or annuity plan shall not be affected by this Executive Order.
- B. All books, records, papers, documents, property (real and personal), contracts, and pending business related to the Program, including but not limited to material in electronic or magnetic format and necessary computer hardware and software, shall be delivered from the Department to the Office.
- C. All unexpended appropriations and balances and other funds available for the Program shall be transferred for use by the Office for the Program pursuant to the direction of the Governor. Unexpended balances so transferred shall be expended only for the purpose for which the appropriations were originally made.

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V. SAVINGS CLAUSE

- A. The powers, duties, rights, and responsibilities related to the Program transferred from the Department to the Office by this Executive Order shall be vested in and shall be exercised by the Office. Each act done in exercise of such powers, duties, rights, and responsibilities shall have the same legal effect as if done by the Department, its officers or employees.
- B. Every officer of the Office shall, for any offense, be subject to the same penalty or penalties, civil or criminal, as are prescribed by existing laws for the same offense by any officer whose powers or duties were transferred under this Executive Order.
- C. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person to or upon the Department in connection with the Program transferred by this Executive Order, the same shall be made, given, furnished, or served in the same manner to or upon the Office.
- D. This Executive Order shall not affect any act done, ratified, or canceled, or any right occurring or established or any action or proceeding had or commenced in an administrative, civil, or criminal case regarding the Program before this Executive Order takes effect; such actions may be prosecuted or continued by the Office.
- E. Any rules of the Department that relate to the Program, are in full force on the effective date of this Executive Order and that have been duly adopted by the Department shall become the rules of the Office. This Executive Order shall not affect the legality of any such rules in the Illinois Administrative Code. Any proposed rules filed with the Secretary of State by the Department that are pending in the rulemaking process on the effective date of this Executive Order and relate to the Program, shall be deemed to have been filed by the Office. As soon as practicable hereafter, the Office shall revise and clarify the rules transferred to it under this Executive Order to reflect the reorganization of rights, powers, and duties affected by this Order, using the procedures for re-codification of rules available under the Illinois Administrative Procedures Act, except that existing title, part, and section numbering for the affected rules may be retained. The Office, consistent with the Department's authority to do so, may propose and adopt under the Illinois Administrative Procedures Act such other rules of the Department that will now be administered by the Office. To the extent that, prior to the effective date of the transfers, the Office had been empowered to prescribe regulations or had other authority with respect to the Program, such duties shall be exercised from and after the effective date of the transfers by the Office.

VI. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.


Pat Quinn, Governor

Issued by Governor: April 1, 2009

Filed with Secretary of State: April 1, 2009

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EXECUTIVE ORDER

09-09

EXECUTIVE ORDER RESCINDING EXECUTIVE ORDER NUMBER 3 (2008)

WHEREAS, the Illinois General Assembly passed HB 824 on May 31, 2008 and sent this bill to the former Governor for his signature on June 30, 2008; and

WHEREAS, HB 824 amended the Illinois Election Code to provide new requirements for business entities (and affiliated entities and persons) receiving or bidding for certain State contracts to register with the State Board of Elections and amended the Illinois Procurement Code to include limitations on the campaign contributions of such business (and affiliated entities and persons) to State officeholders responsible for awarding these contracts; and

WHEREAS, on August 25, 2008, the former Governor issued Executive Order Number 3 (2008), which addressed certain of the same subjects as HB 824, and then issued an amendatory veto of HB 824 one day later; and

WHEREAS, the General Assembly overrode this amendatory veto on September 22, 2008, thereby enacting HB 824 into law as Public Act 095-0971; and

WHEREAS, Public Act 095-0971 and Executive Order Number 3 each had an effective date of January 1, 2009; and

WHEREAS, since January 1, 2009, there has been uncertainty and confusion regarding the scope of Executive Order Number 3 and its relationship to Public Act 095-0971; and

WHEREAS, the Illinois Reform Commission has proposed a number of legislative changes addressing the subjects of campaign finance and procurement reform and is planning further initiatives; and

WHEREAS, the General Assembly's Joint Committee on Government Reform is similarly considering campaign finance and procurement reforms; and

WHEREAS, in light of these pending reform initiatives, the context in which Executive Order Number 3 was issued, and the uncertainty of its scope, it would be appropriate to rescind Executive Order Number 3 (2008):

NOW, THEREFORE, I, Pat Quinn, as Governor of the State of Illinois, do hereby order that Executive Order Number 3 (2008) be revoked and rescinded, effective as of this date of issuance.


Pat Quinn, Governor

Issued by Governor: April 3, 2009
Filed with Secretary of State: April 3, 2009

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EXECUTIVE ORDER

NUMBER 10 (2009)

EXECUTIVE ORDER PROTECTING THE INTEGRITY OF STATE BOARDS AND COMMISSIONS

WHEREAS, Illinois has hundreds of Boards and Commissions which serve a variety of regulatory, licensing, public safety, education, and finance purposes, and which are comprised of members who serve with and without compensation; and

WHEREAS, the Governor and State Officers under his direction have the authority to appoint members to these various Boards, Commissions, Councils, and other similar bodies (collectively "Boards and Commissions"); and

WHEREAS, an appointment process for Boards and Commissions that is accessible, transparent, and accountable increases the opportunity for any qualified individual, regardless of social status, economic standing, or relationship, to apply for membership on a Board or Commission; and

WHEREAS, this Administration is committed to enhancing the opportunities for citizens to serve on Boards and Commissions by increasing the amount of available information regarding vacancies, and streamlining and standardizing the application process; and

WHEREAS, it is critically important that members of Boards and Commissions discharge their duties in a manner that best serves the health, safety, and welfare of the people of Illinois, and that they do so in a manner unencumbered by any conflict of interest or appearance of any conflict of interest; and

WHEREAS, this Administration is committed to ensuring the integrity of the decision-making processes of Boards and Commissions by enhancing the transparency of Board and Commission proceedings, and creating revolving-door prohibitions on former members of Boards and Commissions once they conclude their service;

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, hereby order the following:

I. Requirements Applicable to All Board and Commission Appointments

- A. The Office of Executive Appointments within the Office of the Governor shall create and maintain a centralized online repository for the posting of information relating to Boards and Commissions, including Board and Commission members, their terms, expired terms, and current vacancies. In addition, the repository shall describe the duties and responsibilities of membership on Boards and Commissions, and shall provide instructions on how to apply for such membership.
- B. The Office of Executive Appointments shall ensure that applications for all Board and Commission appointments by the Governor are uniform and available online to any individual interested in applying for a vacancy on a Board or Commission.

II. Requirements Applicable to Certain Board and Commission Appointments

- A. This Section II shall apply to individuals seeking appointment or reappointment by the Governor to any Board or Commission comprised of members whose appointment or reappointment to office is subject to confirmation by the Illinois Senate and who:

- 1) Are regularly compensated for their services; or
 - 2) Have authority under State law to regulate the business or activities of individuals, private entities or public bodies¹; or
 - 3) Have authority under State law to issue or approve professional licenses; or
 - 4) Have authority under State law to conduct any arbitration, adjudication, or administrative or quasi-judicial proceeding, or to review the decisions of such proceedings; or
 - 5) Have authority under State law to award grants.
- B. This Section II shall also apply to individuals seeking appointment or reappointment by the Governor to Boards or Commissions that have responsibility over State retirement funds, including, but not limited to, the State Employees' Retirement System of Illinois, the State Universities Retirement System, the Teachers' Retirement System of the State of Illinois, the Illinois State Board of Investments, the Governing Boards of State Universities, and the Board of Higher Education.
- C. Following the effective date of this Executive Order, any individual seeking gubernatorial appointment or reappointment to a Board or Commission subject to this Section II shall agree in writing and in a form prescribed by the Office of Executive Appointments that he or she will not, for a period of one year after termination of his or her service on the Board or Commission, accept employment with, or perform any compensated services for, a person or entity (or any of its affiliates) as to which the individual participated, during a period of one year prior to his or her termination, in a Board or Commission (i) award of a contract over \$25,000; or (ii) regulatory, adjudicatory, quasi-adjudicatory, investment, or licensing decision. The requirements of this section may be waived by the Executive Ethics Commission. The waiver may be granted upon a showing that the prospective employment or relationship did not affect the decisions referred to in this section.
- D. Following the effective date of this Executive Order, any individual seeking gubernatorial appointment or reappointment to a Board or Commission subject to this Section II shall agree in writing and in a form prescribed by the Office of Executive Appointments that he or she will not lobby or represent any person or entity (or any of its affiliates) before that Board or Commission for a period of one year after termination of service thereon.
- E. Following the effective date of this Executive Order, any individual seeking gubernatorial appointment or reappointment to a Board or Commission subject to this Section II shall submit to the Illinois Secretary of State's Office a fully executed Statement of Economic Interest and a Disclosure of Appointee Interest in State Contracts form. Such forms completed by members of Boards and Commission are public records subject to disclosure under the Freedom of Information Act..

III. Transparency in Board and Commission Proceedings

- A. Any Board or Commission that, on or after the effective date of this Executive Order, maintains a website and a full-time information technology staff shall make any available audio or video recordings of each regular or special open meeting available on its website for public viewing for a period of at least two years after the date of such meeting.
- B. Any Board or Commission that, on or after the effective date of this Executive Order, maintains a website shall make any available minutes of each regular or special open meeting available on its website for a period of at least two years after the date of such meeting.
- C. Any Board or Commission that, on or after the effective date of this Executive Order, maintains a website shall regularly update its webpage to include upcoming meeting dates and agendas.

IV. Savings Clause

Nothing in this Executive Order shall be construed to contravene any state or federal law.

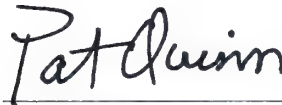
V. Severability

If any provision of this Executive Order is found invalid by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect.

¹ This provision does not apply to Boards or Commissions that serve as purely advisory bodies and that, as such, have no authority to issue binding decisions with respect to any third-parties.

VI. Effective Date

This Executive Order shall become effective April 9, 2009.

A handwritten signature in black ink that reads "Pat Quinn". The signature is written in a cursive, flowing style.

PAT QUINN
Governor

Issued by Governor: April 9, 2009

Filed with Secretary of State: April 9, 2009

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EXECUTIVE ORDER

NUMBER 11 (2009)

**EXECUTIVE ORDER TO REDUCE THE ENVIRONMENTAL IMPACT OF
ILLINOIS STATE GOVERNMENT OPERATIONS**

WHEREAS, Article XI of the Illinois Constitution states that each person has the right to a healthful environment, and that the public policy of the State of Illinois (hereinafter the "State") and the duty of each person is to provide and maintain a healthful environment for the benefit of this and future generations; and

WHEREAS, the State of Illinois is committed to conserving, improving and protecting natural resources and the environment; preventing water, air and land pollution; minimizing greenhouse gas emissions that contribute to global climate change; and enhancing the health, safety and welfare of its residents and their overall economic and social well-being; and

WHEREAS, as Governor of the State of Illinois, it is my duty to ensure accountability and efficiency in the State's operations and provision of services; and

WHEREAS, by making sustainable choices in the course of their daily operations and provision of services, agencies, offices, divisions, departments, bureaus, boards and commissions directly responsible to the Governor (hereinafter "agencies") can lead by example in minimizing potential environmental and health impacts and save Illinois taxpayers money through reduced material costs, waste disposal costs and utility bills; and

WHEREAS, Illinois agencies are major consumers of electricity and fuel, spending over \$100 million each year to conduct activities at more than 1,500 owned and leased sites, and maintaining more than 12,000 vehicles traveling over 186 million miles last year; and the State seeks to employ cost-effective methods to reduce the consumption of energy and fuel, and the associated emissions of greenhouse gases; and

WHEREAS, State government can promote the expansion of markets for recycled commodities, emerging environmental technologies, renewable energy and other sustainable products and services by purchasing these products and services; and the State's investments in sustainability measures provide returns on investment and boost Illinois' economy, generating more green jobs, local spending and tax revenue; and

WHEREAS, the Illinois Green Governments Coordinating Council (GGCC) was established to integrate more fully into the ongoing management systems, long-range planning and daily operations of agencies cost-effective sustainability measures that enhance health and safety, reduce the consumption of energy and fuels, conserve water, minimize emissions and reduce solid and hazardous wastes; and

WHEREAS, the State has enacted mandates through legislation and Executive Orders that have established the administrative framework required to develop, monitor and document the results of activities undertaken through the coordinated efforts of the GGCC and through its statutory member agencies;

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, do hereby order as follows:

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IN THE OFFICE OF
SECRETARY OF STATE**I. Waste Prevention**

- a. The policy of the State is to prefer waste prevention whenever feasible. Agencies shall prioritize waste prevention methods that eliminate or reduce the creation of pollution and waste through increased efficiency in the use of raw materials, energy, water and resources, and protection of natural resources by conservation. Pollution and waste that cannot be prevented at the source shall be recycled in an environmentally sound manner. If waste prevention and recycling are not feasible, waste treatment followed by safe disposal should be employed.
- b. Agency employees should incorporate waste prevention and recycling into their daily practices and must participate in all recycling programs available to them.
- c. The GGCC shall convene a subcommittee to research and report recommendations to the full GGCC on the actions necessary to measure and track solid waste generated by agencies statewide. Agencies must implement these recommendations in order to determine a statewide baseline for solid waste generated throughout fiscal year 2010. Agencies shall establish a collective goal to divert at least 20 percent of their solid waste from disposal facilities by July 1, 2012, referenced to the 2010 baseline, and divert at least 40 percent by July 1, 2015, referenced to the 2010 baseline, through source reduction, recycling and composting activities.
- d. Agencies shall take all necessary actions to reduce the consumption of office paper. They shall establish a goal to attain a 10 percent reduction in office paper consumption by July 1, 2010, when compared to paper consumption for fiscal year 2008. By July 1, 2012, agencies shall achieve a 20 percent reduction in office paper consumption from fiscal year 2008 levels. Whenever feasible, actions to reduce the use of office paper shall include, but not be limited to, the following:
 - i. increasing the use of email, the Internet and other electronic means to distribute and receive documents, announcements, forms and publications;
 - ii. duplex printing and photocopying, and setting printer and copier defaults to duplex;
 - iii. updating and maintaining all mailing lists;
 - iv. formatting documents, through means such as adjusting fonts and margins, to reduce the number of pages; and
 - v. reusing single-side printed pages.
- e. By July 1, 2010, the Illinois Department of Central Management Services (CMS) Bureau of Communication and Computer Services (BCCS) shall establish and implement policies and procedures for the use of digital signatures and electronic document storage to the maximum extent feasible.
- f. By July 1, 2012, all agencies shall incorporate integrated pest management principles into their building and landscape management practices, where appropriate and practicable. Components of the integrated pest management program shall include, but not be limited to, the following: evaluation and monitoring of pests, inspection, habitat modification, good sanitation, education and treatment action designed to prevent pest problems while simultaneously reducing the use of toxic chemicals that may adversely affect public health and the environment.

II. Energy Efficiency and Conservation

- a. To the extent possible, agencies shall implement energy efficiency practices with respect to the operation and maintenance of all State-owned and State-leased

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buildings. Such practices shall include, but not be limited to, the following:

- i. turning off lighting in unoccupied areas;
 - ii. turning off office equipment and electronics when they are not in use;
 - iii. adjusting the setting of space temperatures; and
 - iv. properly and regularly maintaining, inspecting, and re-commissioning or re-tuning heating, air conditioning and ventilation equipment to ensure optimal performance.
- b. In pursuit of the goal of meeting State greenhouse gas reduction targets, agencies shall cooperate in employing cost-effective efficiency measures to reduce electricity consumption and natural gas consumption at State-owned facilities by 25 percent each by July 1, 2025 as compared to fiscal year 2008 levels. These measures shall include, but not be limited to, the prioritization of capital upgrades and the implementation of operating policies and strategies that will deliver appropriate comfort levels while minimizing energy usage.
 - c. To the maximum extent feasible, agencies shall achieve the building energy performance criteria necessary to attain ENERGY STAR® qualification in all eligible State-owned buildings by July 1, 2015. Wherever practicable, agencies shall strive to achieve certification under the U.S. Green Building Council's "LEED for Existing Buildings: Operations & Maintenance" (LEED-EBOM) Green Building Rating System in all eligible State-owned buildings.
 - d. To the maximum extent feasible, agencies shall ensure that all new and renewed lease agreements specify compliance with the building energy performance criteria necessary to attain ENERGY STAR qualification. Agencies shall strive to maximize the number of U.S. Green Building Council "LEED for Existing Buildings: Operations & Maintenance" (LEED-EBOM) Green Building Rating System practices included in specifications for solicitations for new leased space.
 - e. Agencies shall increase their purchase of energy certified by Green-e or generated from renewable energy sources in Illinois, including wind, solar thermal, photovoltaics, sustainably managed biomass, geothermal, methane waste and fuel cells. Agencies shall seek to purchase sufficient quantities of energy certified by Green-e or generated from renewable energy sources in Illinois so that 50 percent of the overall annual electrical energy requirements of buildings owned or leased by agencies will be met through these technologies by July 1, 2015, increasing to 100 percent by July 1, 2025.

III. Water Quality and Conservation

- a. By 2010, all new State construction and remodeling sites and landscaping projects at existing facilities under the control of agencies directly responsible to the Governor must incorporate xeriscaping principles for conserving water and maintaining water quality. These principles include, but are not limited to, the following: planning and design, soil analysis, practical turf areas, appropriate plant selection, efficient irrigation, use of mulches and appropriate maintenance.
- b. All fertilizers purchased and used by agencies shall be limited to low-phosphorus fertilizers, defined as those fertilizers having use directions that do not exceed an application rate of 0.25 pounds of P_2O_5 per 1000 square feet per application and not to exceed 0.50 pounds of P_2O_5 per 1,000 square feet per year.

IV. Sustainable Transportation

- a. Only to the extent permissible under any applicable Federal or State law or regulation, all State-funded road construction contracts for areas that are in nonattainment with the federal 8-hour ozone standard or the particulate matter (PM) 2.5 standard for air quality are required to use clean construction practices. These include, where feasible: idling limitations, use of ultra low sulfur diesel,

erosion control, dust control, and on all off-road vehicles the installation of a verified diesel emission control device that achieves a particulate matter emission reduction of 50 percent or more from uncontrolled engine emission levels.

- b. To the maximum extent feasible, agencies shall take reasonable actions to achieve a target of a 20 percent reduction in petroleum use in the operation of State vehicles by July 1, 2012 when compared to fiscal year 2008 levels.

i. Agencies shall purchase, operate and maintain State vehicles in a manner that reduces emissions and petroleum fuel consumption.

1. By July 1, 2015, at least 20 percent of new passenger vehicles purchased for the State fleet shall be hybrid and 5 percent purchased shall be electric, as feasible and available. By July 1, 2025, at least 60 percent of new passenger vehicles purchased for the State fleet shall be hybrid and 15 percent purchased shall be electric, as feasible and available. Specialty, police and emergency vehicles, as designated by CMS, may be exempt from these goals, but public safety agencies shall make all reasonable efforts to minimize petroleum use when possible in ways that do not adversely impact their mission and the safety of the public.

2. CMS shall collaborate with IEPA, IDOT and DCEO to develop and implement specifications for purchases of hybrid, electric, bio-fuel, and other fuel-efficient and low-emission vehicles, toward the goal of reducing State fleet fuel consumption and emissions and increasing cost efficiency. CMS will maintain data on the carbon emissions of fleet vehicles.

3. Agencies that operate medium- and heavy-duty vehicles shall implement strategies to reduce petroleum consumption and emissions by using verified diesel emission control devices that reduce particulate emissions, hybrid and electric vehicle technologies, alternative fuels, and other fuel efficiency technologies.

ii. Agencies shall implement strategies to promote the use of bio-fuels in State vehicles.

1. CMS shall provide a list of E-85 fueling station locations available for use by agency drivers of flex-fuel vehicles in the State fleet.
2. Agencies shall maintain updated information on E-85 fueling station locations in all applicable agency vehicles.
3. Employees must use E-85 whenever feasible.
4. Agencies with diesel vehicles must use a minimum of 5 percent biodiesel blend whenever feasible.

iii. Agencies shall implement strategies to reduce the environmental impacts of employee travel.

1. Equip all agency vehicles with I-PASS transponders to reduce vehicle idling time in toll lines;
2. Provide secure locations for employees who bike to work to lock bicycles; and
3. Consider the development of a program to facilitate ride sharing among employees traveling similar routes.

iv. Agencies shall evaluate employee travel methods and encourage employees to adopt the following practices to the maximum extent feasible:

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1. Teleconferencing and videoconferencing in lieu of travel;
 2. Utilizing non-motorized transportation, including walking and biking;
 3. Utilizing public transportation, including Amtrak train service; and
 4. Ride sharing and vehicle sharing.
- c. To the maximum extent feasible, CMS and IDOT shall utilize environmentally sensitive practices in vehicle maintenance shops, including, but not limited to, the use of: re-refined oil, retread tires, less toxic solvents and cleaners, and bio-based products. By January 1, 2010, CMS and IDOT shall collaborate on a pilot project for the use of bio-based lubricants and greases in automotive, hydraulic or machinery applications.

V. Education and Outreach

- a. CMS, in cooperation with IEPA, DCEO and GGCC, shall develop sustainability training materials for all new agency employees and contractors. Upon receiving a State email account, each new employee and contractor shall receive a copy of the sustainability training materials. Annually, each employee and contractor shall receive the sustainability training materials in conjunction with the required ethics test.
- b. The GGCC shall collaborate with CMS BCCS to develop a Green Illinois Internet portal to serve as a resource for State employees, other public and private sector employees, and all Illinois residents. The portal must provide links to information on State of Illinois sustainability initiatives including, but not limited to: waste prevention, energy efficiency and conservation, green procurement, green building and renovation, water quality and conservation, air quality and opportunities for sustainability project funding and awards.

VI. Cooperation

- a. Directors, secretaries, administrators and employees of all agencies shall provide all reasonable cooperation and assistance in fulfilling the provisions of this Executive Order. Such assistance may include the commitment of staff time and the provision of support services.
- b. Agencies shall include information on their progress toward the goals and requirements contained in this Executive Order in their annual sustainability reports submitted to the GGCC in compliance with the Green Governments Illinois Act (20 ILCS 3954/35(c)).

VII. Participation of Other Entities

- a. Other entities of government not under the Governor's direct executive authority— including, but not limited to Illinois community colleges, constitutional officers, legislative and judicial branches, local governments and school districts – are encouraged to participate actively in the sustainability initiatives contained in this Executive Order. Nothing in this order shall be construed as purporting to require the cooperation of entities not directly responsible to the Governor.
- b. All eligible entities are encouraged to take advantage of competitive pricing on green products available through State contracts by participating in the Joint Purchasing Program administered by CMS.
- c. The GGCC shall establish and administer a "Sustainable Illinois Community" designation program to recognize annually and support those local governments


that have demonstrated leadership in implementing sustainability technologies and practices.

VIII. Prior Executive Orders

This Executive Order supersedes any contrary provision of any prior executive order.

IX. Effective Date

This Executive Order shall become effective immediately upon its execution.



Pat Quinn
GOVERNOR

Issued by Governor: April 22, 2009

Filed with Secretary of State: April 22, 2009

FILED
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APR 22 2009

IN THE OFFICE OF
SECRETARY OF STATE



EXECUTIVE ORDER

09-12

**ESTABLISHMENT OF THE
ADMISSIONS REVIEW COMMISSION**

WHEREAS, fairness and transparency in the administration of an educational system is a fundamental aspect of the public trust; and

WHEREAS, as Governor of the State of Illinois, it is my duty to ensure the fair and equitable treatment of candidates for admission to the various State Universities; and

WHEREAS, allegations of preferential treatment and undue influence have been raised with respect to the admissions process of the University of Illinois; and

WHEREAS, an independent commission is necessary to consider and recommend improvements to the practices and policies governing the admission of applicants to State Universities; and

THEREFORE, I, Patrick J. Quinn, Governor of Illinois, pursuant to the authority vested in me by Article V of the Illinois State Constitution of 1970, hereby order as follows:

I. CREATION

There is hereby created the Admissions Review Commission (hereinafter the "Commission") as an independent advisory body having the duties set forth in this document, with respect to the Office of the Governor.

II. PURPOSE

The purpose of the Commission is to review State University admissions practices and policies and to make recommendations as to any reforms that would improve the fairness and transparency of the admissions process. The Commission shall:

- a. Examine and evaluate the standards and criteria used to evaluate applicants for admission;
- b. Examine and evaluate any practices and policies, and the impact thereof, of affording applicants favorable consideration based on relationships with, or advocacy by, appointed or elected public officials, or persons affiliated with such officials;
- c. Examine and evaluate the strengths and weaknesses of State University admissions practices and policies, taking into account, among other factors, the "best practices" of other selective university systems;
- d. Review and consider the investigative findings of the Office of the Governor, Office of General Counsel regarding State University admissions practices and policies; and
- e. Submit, no later than August 8, 2009, a written report outlining its examination and evaluation, and making recommendations to the People of Illinois and to the Governor for improving the fairness and transparency of University admissions processes.

III. MEMBERSHIP

- a. The Commission shall be composed of a Chairperson and six (6) independent members, for a total membership of seven (7) Commission members. The Chairperson and the Commission members shall be appointed by the Governor. The Chairperson and the Commission members shall serve without compensation.
- b. The term of the Commission members shall terminate on August 8, 2009.

IV. INDEPENDENCE

- a. The Commission shall function as an independent advisory body, with the discretion to arrange its affairs and proceedings in the manner it deems appropriate.
- b. The Commission may, at its discretion, appoint individuals to serve as staff persons.

V. TRANSPARENCY

In addition to whatever policies or procedures it may adopt, all operations of the Commission will be subject to the provisions of the Illinois Freedom of Information Act (5 ILCS 140/1 et seq.) and the Illinois Open Meetings Act (5 ILCS 120/1 et seq.). This section shall not be construed so as to preclude other statutes from applying to the Commission and its activities.

VI. EFFECTIVE DATE

This Order shall take effect immediately upon its execution.



Pat Quinn, Governor

Issued by Governor: June 10, 2009
Filed with Secretary of State: June 10, 2009

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EXECUTIVE ORDER

09-13

**ESTABLISHMENT OF THE
ECONOMIC RECOVERY ADVISORY COMMISSION**

WHEREAS, as Governor of the State of Illinois, it is my duty to enhance Illinois' competitiveness in the global economy and to take any and all reasonable steps to ensure a vibrant and growing economy; and

WHEREAS, the severe downturn in our national economic climate has adversely impacted Illinois families, businesses, and jobs; and

WHEREAS, the unemployment rate is currently at 9.4% and will continue to rise without immediate measures; and

WHEREAS, the general decline in the economy has resulted in a concomitant decline in the state's revenue, causing unprecedented imbalance in the state's budget;

THEREFORE, I, Patrick J. Quinn, Governor of Illinois, pursuant to the authority vested in me by Article V of the Illinois State Constitution of 1970, hereby order as follows:

I. CREATION

There is hereby created the Economic Recovery Advisory Commission (hereinafter "Commission") as an independent advisory body having the duties set forth in this document, with respect to the Office of the Governor.

II. PURPOSE

In pursuit of the goals of incenting economic growth, decreasing unemployment, attracting new business enterprises, strengthening existing business enterprises, and ensuring long-term economic stability, the Commission shall:

- a. Conduct a wide-ranging study of policies enacted elsewhere in the United States and the rest of the world on implementing policies which will allow for rapid economic recovery;
- b. Analyze Illinois' existing tax and regulatory structure with the aim of identifying opportunities to enhance the economic climate for business and job creation.
- c. Provide independent, nonpartisan information, analysis, and advice to the Governor as he formulates and implements his plans for economic recovery; and
- d. Submit to the Governor and to the People of Illinois, not later than September 1, 2009, a report outlining its findings and recommendations of policies to promote the growth of Illinois' economy and ensure competitiveness in a 21st century economy;

- e. Ensure, with the logistical assistance of the Office of the Governor, that the report and recommendations of the Commission are available to the public; and

III. MEMBERSHIP

The Commission shall be composed of a Chairperson and at least 12 Commission Members. The Chairperson and the Commission members shall be appointed by the Governor. Members of the Commission shall serve without compensation.

IV. TRANSPARENCY

In addition to whatever policies or procedures it may adopt, all operations of the Commission will be subject to the provisions of the Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) and the Illinois Open Meetings Act (5 ILCS 120/1 *et seq.*). This section shall not be construed so as to preclude other statutes from applying to the Commission and its activities.

V. EFFECTIVE DATE

This Order shall take effect immediately upon its execution.



Pat Quinn, Governor

Issued by Governor: June 26, 2009
Filed with Secretary of State: June 26, 2009

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09-14

EXECUTIVE ORDER

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ESTABLISHMENT OF TAXPAYER'S SUNSHINE COMMISSION

WHEREAS, as Governor of the State of Illinois, it is my duty to ensure accountability, transparency and efficiency in the State's operations; and

WHEREAS, streamlining, restructuring and economization are essential to any effort to solve our budgetary problems; and

WHEREAS, innovative solutions resulting from the input of a diverse group of individuals with expertise in both private and public sectors will enhance the executive's and legislature's efficiencies in government; and

WHEREAS, the Taxpayer Action Board's report on efficiencies in government is a prototype for future public/private colloquies on challenging questions of policy; and

WHEREAS, a Commission is needed to continue to explore these recommendations on a long-term basis drawing up the expertise of citizen-leaders from outside government; and

THEREFORE, I, Pat Quinn, Governor of Illinois, pursuant to the authority vested in me by Article V of the Illinois State Constitution of 1970, hereby order as follows:

I. CREATION

There is hereby created the Illinois Taxpayer's Sunshine Commission (hereinafter "Commission") as an independent advisory body having the duties set forth in this document, with respect to the Office of the Governor.

II. PURPOSE

The purpose of the Commission is to conduct a thorough and ongoing review of all State's operations to identify responsible manner. The Commission shall:

- a. Conduct a thorough review of state executive branch programs with respect to the relevance, efficiency, and effectiveness in obtaining the results required by, or achieving the goals expressed in each program's enacting legislation; and
- b. Propose, as it deems appropriate, amendments to existing law or new legislation, as well as other policy or operational reforms, which will improve the State's operations; and
- c. Submit, not later than November 1, 2009, a written report outlining its review and recommendations to the People of Illinois and to the Governor, including

- I. Elimination of obsolete or ineffective programs;
- II. Consolidation of duplicative programs;
- III. Steps to improve a program's efficiency or effectiveness.

III. **MEMBERSHIP**

The Commission shall be composed of a Chairperson and at least 12 Commissioners. The Chairperson and the Commission members shall be appointed by the Governor. The chairperson and members of the Commission shall serve without compensation.

IV. **TRANSPARENCY**

In addition to whatever policies or procedures it may adopt, all operations of the Commission will be subject to the provisions of the Illinois Freedom of Information Act (5 ILCS 140/1 et seq.) and the Illinois Open Meetings Act (5 ILCS 120/1 et seq.). This section shall not be construed so as to preclude other statutes from applying to the Commission and its activities.

V. **EFFECTIVE DATE**

This Order shall take effect immediately upon its execution.



Pat Quinn, Governor

Issued by Governor: June 26, 2009
Filed with Secretary of State: June 26, 2009

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EXECUTIVE ORDER

09-15

**COLLECTIVE BARGAINING BY INDIVIDUAL PROVIDERS
OF HOME-BASED SUPPORT SERVICES**

WHEREAS, individual providers of home-based support services ("individual providers") provide services to persons with disabilities ("consumers") in their own homes as part of the Home-Based Support Services Program under 405 ILCS 80/2-1 et seq., and 59 Ill.Admin.Code part 117; and

WHEREAS, individual providers are employees of the consumers whom they serve or the consumer's parents or guardian, but are not employees of the State or any other person or entity; and

WHEREAS, it is important to preserve the relationship between consumers' control over the hiring, in-home supervision, and termination of individual providers and, simultaneously, preserve the State's ability to ensure efficient and effective delivery of services and control the economic terms of compensation provided under the Home-Based Support Services Program; and

WHEREAS, each consumer employs only one or two individual providers and does not control the economic terms of their employment under the Home-Based Support Services Program and therefore cannot effectively address concerns common to all individual providers; and

WHEREAS, the individual providers work in the homes of consumers throughout Illinois and therefore cannot effectively voice their concerns about the organization of the Home-Based Support Services Program, their role in the Program, or the terms and conditions of their provision of services under the Program without representation; and

WHEREAS, it is essential for the State to receive feedback from the individual providers in order to effectively and efficiently deliver home-based support services; and

WHEREAS, individual providers are not State employees, and are not eligible to receive statutory benefits, including but not limited to those provided under Illinois Pension Code, State Employee Group Insurance Act and Illinois Workers' Compensation Act, as the State does not hire, supervise, or terminate individual providers; and

WHEREAS, the State has productively dealt for many years with a representative of personal assistants in the Home Services Program, who are similarly situated as individual providers as they provide services to vulnerable persons in their homes, are employees of those consumers, but the State controls the economic terms of their provision of services.

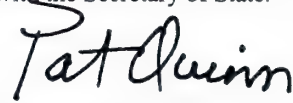
THEREFORE, I hereby order the following:

- I. The State shall recognize a representative designated by a majority of the individual providers in the Home-Based Support Services Program as the

exclusive representative of all such individual providers; accord said representative all the rights and duties granted to such representatives by the Illinois Public Labor Relations Act, 5 ILCS 315/1 et seq.; and engage in collective bargaining with said representative concerning all terms and conditions of the provision of services under the Home-Based Support Services Program that are within the State's control, including the setting of minimum rates of payment to individual providers.

- II. A representative may be designated either by submission of authorization cards from a majority of individual providers or by a majority of individual providers voting in a mail ballot election. Any organization that can show that at least 30% of individual providers wish to be represented by it may participate in any election held under this order. In order to facilitate this process, the Department of Human Services shall provide to an organization interested in representing individual providers access to the names and addresses of current individual providers. The expenses of all proceedings should be borne by any participating organization(s).
- III. This Executive Order is not intended to and will not in any way alter 1) the fact that individual providers are not state employees, 2) the employment arrangement of individual providers and consumers, or 3) the consumers' control over the hiring, in-home supervision, and termination of individual providers within the limits established by the Home-Based Support Services Program.
- IV. In according individual providers and their selected representative these rights, the State intends that the "State action exemption" to application of the federal antitrust laws be fully available to the State, individual providers, and their selected representative to the extent that their activities are authorized pursuant to this Executive Order.

This Executive Order 2009-15 shall take effect upon filing with the Secretary of State.



Pat Quinn, Governor

Issued by Governor: June 29, 2009

Filed with Secretary of State: June 26, 2009

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JUL 16 2009

IN THE OFFICE OF
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Executive Order

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09-16

**EXECUTIVE ORDER CREATING THE CEMETERY OVERSIGHT TASK
FORCE AND REQUIRING IMMEDIATE INVESTIGATION OF LICENSEES
DOING BUSINESS WITH BURR OAK CEMETERY**

WHEREAS, the recent tragic events at Burr Oak Cemetery have highlighted a deficiency in our current mechanisms for regulating and overseeing the operation and management of cemeteries; and

WHEREAS, the people of our State demand proper care and handling for the disposition of human remains; and

WHEREAS, establishment of a Task Force would contribute towards establishing an effective system to protect the people of our State.

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, pursuant to the authority vested in me by Article V of the Illinois Constitution, do hereby order as follows:

I. THE CEMETERY OVERSIGHT TASK FORCE

a. Creation

There is hereby created a Cemetery Oversight Task Force (hereinafter "Task Force") composed of nine (9) members having the duties and powers set forth herein, with respect to the Office of the Governor and agencies under the jurisdiction of the Office of the Governor.

b. Purpose

The purpose of the Cemetery Oversight Task Force is to, by September 15, 2009, conduct a comprehensive review of:

1. Illinois' present structural arrangement for regulating cemeteries, funeral directors, and embalmers compared to the manner in which other states arrange their regulatory framework;
2. The substance of Illinois' laws and regulations governing cemeteries, funeral directors and embalmers compared to other states, with a view to recommending for implementation in Illinois the best practices;
3. The circumstances surrounding the recent tragic events at Burr Oak Cemetery;
4. The extent to which similar tragedies have occurred or could occur elsewhere.

By September 15, 2009, the Cemetery Oversight Task Force shall submit a report of its findings to the Governor and to the Secretary of the Department of Financial and Professional Regulation. The report should provide detailed recommendations on what policies, laws, rules, and regulations should be implemented to ensure that the manner in which care for the deceased is humane and respectful, including:

- a. How and by what governmental entity the finances of cemeteries and the conduct of cemetery personnel should be regulated;
- b. Whether regulations governing funeral directors, embalmers, and crematoria can or should be strengthened.

c. Membership

In addition to the Secretary of the Department of Financial and Professional Regulation, the Director of the Department of Public Health shall serve as a member of the Task Force. The Governor shall also appoint a chairperson and nine (9) members. The chairperson of the Task Force shall invite the Speaker of the House of Representatives, the President of the Senate, the Minority Leader of the House of Representatives and the Minority Leader of the Senate to designate a legislative ombudsperson to contribute to the proceedings of the Task Force on matters of policy and legislation. Legislative ombudspersons shall serve in an ex-officio, non-voting capacity.

d. Transparency

In addition to any other applicable laws, rules, or regulations, all aspects of the Cemetery Oversight Task Force shall be governed by the Freedom of Information Act, 5 ILCS 140/1 *et. seq.*, and the Open Meetings Act, 5 ILCS 120/1 *et seq.*

II. EXECUTIVE ACTION TO INVESTIGATE POTENTIAL MALFEASANCE


I hereby direct the Secretary of the Department of Financial and Professional Regulation, (hereinafter "the Department") pursuant to the statutory and regulatory authority of that office to order all funeral directors and embalmers licensed by the Department to conduct an audit of all of their books and records and to submit to the Department copies of books and records that reflect or relate to business transactions or communications with Burr Oak Cemetery over the past five years.

III. DEPLOYMENT OF AVAILABLE STATE RESOURCES

Not later than seven (7) days after the effective date of this order, I hereby direct all agencies directly responsible to the Governor to report on the extent to which any resources or personnel under their agency's jurisdiction could assist authorities currently addressing the tragedy at Burr Oak Cemetery.

IV. EFFECTIVE DATE

This Order shall take effect immediately upon its execution.



Pat Quinn
GOVERNOR

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Issued by Governor: July 16, 2009
Filed with Secretary of State: July 16, 2009

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EXECUTIVE ORDER

NUMBER 09-17

EXECUTIVE ORDER RESCINDING EXECUTIVE ORDER NUMBERS 06-09 AND 08-09

I, Pat Quinn, as Governor of the State of Illinois, do hereby order that Executive Order Number 6 (2009) and Executive Order 8 (2009) be revoked and rescinded, effective as of this date of issuance.

Pat Quinn

Pat Quinn
Governor

Issued by Governor: August 7, 2009

Filed with Secretary of State: August 7, 2009

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EXECUTIVE ORDER

09-18

**AMENDMENT TO EXECUTIVE ORDER 13 (2009)
ESTABLISHING THE ECONOMIC RECOVERY COMMISSION**

WHEREAS, Executive Order 13 (2009) created the Economic Recovery Advisory Commission ("Commission"); and

WHEREAS, the purpose of the Commission was to address how the State of Illinois can respond to the current downturn in the economy and ensure long-term economic stability; and

WHEREAS, the unemployment rate and decline in the state's revenue continue to adversely impact Illinois families and businesses;

THEREFORE, I, Patrick J. Quinn, Governor of Illinois, pursuant to the authority vested in me by Article V of the Illinois State Constitution of 1970, hereby amend Executive Order 13 (2009) to read as follows:

I. CREATION

There is hereby created the Economic Recovery Commission (hereinafter "Commission") as an independent advisory body having the duties set forth in this document, with respect to the Office of the Governor.

II. PURPOSE

In pursuit of the goals of encouraging economic growth, decreasing unemployment, attracting new business enterprises, strengthening existing business enterprises, and ensuring long-term economic stability, the Commission shall:

- a. Conduct a wide-ranging study of policies, enacted elsewhere in the United States and the rest of the world, that allow for rapid economic recovery;
- b. Analyze Illinois' existing tax and regulatory structure, with the aim of identifying opportunities to enhance the economic climate for business and job creation;
- c. Provide independent, nonpartisan information, analysis, and advice to the Governor, as he formulates and implements his plans for economic recovery;
- d. At the request of the Governor or at the initiation of the Commission, provide the Governor with updates regarding the Commission's work and preliminary findings;

- e. Submit to the Governor and to the People of Illinois, not later than March 31, 2010, a final report outlining the Commission's findings and recommendations of policies to promote the growth of Illinois' economy and ensure competitiveness in a 21st century economy; and
- f. Ensure, with the logistical assistance of the Office of the Governor, that the report and recommendations of the Commission are available to the public.

III. MEMBERSHIP

The Commission shall be composed of Chairpeople and Commission members to be appointed by the Governor. Members of the Commission shall serve without compensation.

IV. TRANSPARENCY

In addition to whatever policies or procedures it may adopt, all operations of the Commission will be subject to the provisions of the Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) and the Illinois Open Meetings Act (5 ILCS 120/1 *et seq.*). This section shall not be construed so as to preclude other statutes from applying to the Commission and its activities.

V. EFFECTIVE DATE

This Order shall take effect immediately upon its execution.



Pat Quinn, Governor

Issued by Governor: November 2, 2009
Filed with Secretary of State: November 2, 2009

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EXECUTIVE ORDER

09-19

IN THE OFFICE OF
SECRETARY OF STATE

**EXECUTIVE ORDER CREATING THE OFFICE OF THE PUBLIC HEALTH
ADVOCATE WITHIN THE DEPARTMENT OF PUBLIC HEALTH**

WHEREAS, vigorous public health efforts can significantly ameliorate a variety of illnesses, many of which are preventable, treatable, or both; and

WHEREAS, public health programs can lighten the monetary and logistical challenges that burden our already-strained health care delivery system; and

WHEREAS, there presently exist numerous programs throughout state government that can help citizens combat the causes and effects of these problems; and

WHEREAS, coordinating public health efforts in a comprehensive and centralized fashion enables optimal deployment of our public health resources; and

WHEREAS, a new emphasis on coordinating public health efforts should be coupled with a dedication to using tools of mass communication to increase public awareness of federal, state, and local public health resources; and

WHEREAS, as Governor of the State of Illinois, I am committed to streamlining operations of state government by efficiently using all existing state resources; and

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, pursuant to the supreme executive authority of the Governor as set forth in Article V, Section 8 of the Illinois Constitution, do hereby order as follows:

I. CREATION

There is hereby created within the Department of Public Health an office to be known as the Office of the Public Health Advocate (hereinafter "Office") headed by the Public Health Advocate.

II. PURPOSE

The Public Health Advocate will facilitate collaboration among State agencies to centralize, harmonize, and optimize the deployment of existing public health efforts, with a particular emphasis on raising public awareness of the most pressing public health challenges and educating the public on how to combat those challenges. The Public Health Advocate, moreover, will catalogue the public health resources provided by other units of government at the federal and local level, focusing on how to best access and utilize those resources.

III. TERM

The Public Health Advocate shall be appointed by the Governor. The Public Health Advocate serves at the pleasure of the Governor.

IV. POWERS AND DUTIES

The Public Health Advocate, by and through the Office of the Public Health Advocate, shall:

- (i) develop wellness programs to improve public health that incorporate existing public health programs, staff, and resources;
- (ii) recommend and facilitate the development of public health strategies designed to prevent, diagnose, treat, and cure:
 - 1. Diabetes;
 - 2. Asthma;
 - 3. Other illnesses or conditions, such as obesity, adversely impacting a significant number of Illinoisans, designated by the Governor;
- (iii) assist consumers in understanding public health programs and coverage provisions;
- (iv) analyze, monitor, and make publicly available reports on the development and implementation of federal, State, and local laws, regulations, and other governmental policies and actions that pertain to public health programs, facilities, and services;
- (v) conduct, support, and assist in research, surveys, investigations, conferences, projects, and informational activities that promote the interests of health care consumers;
- (vi) consult and collaborate with local public health agencies, school districts, health organizations, research and advocacy groups, colleges and universities, and other appropriate entities; and
- (vii) manage or oversee any staff persons that may be assigned to the Office at the direction of the Governor, the Director of Public Health, or anyone otherwise deputized to the Office in accordance with an Intergovernmental Agreement; and
- (viii) perform any other duties assigned to the Office by the Director of Public Health or by the Governor.

V. FISCAL RESPONSIBILITY

As the mission of the Public Health Advocate is to deploy existing public health resources in the most optimal cost-effective fashion, the Department of Public Health shall implement the provisions of this Executive Order in such a fashion as to minimize the State's costs in relation to public health expenditures.

VI. TRANSPARENCY

In addition to whatever policies or procedures the Governor or the Director may impose, all operations of the Office of the Public Health Advocate shall comply with the provisions of the Freedom of Information Act (5 ILCS 430/1 *et. seq.*) and the Open Meetings Act (5 ILCS 120/1 *et. seq.*). This section shall not be construed as precluding other statutes from applying to the Office of the Public Health Advocate and its activities

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VII. SAVINGS CLAUSE

Nothing in this Executive Order shall be construed to contravene any state or federal law.

VIII. SEVERABILITY

If any provision of this Executive Order is found invalid by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect.

IX. EFFECTIVE DATE

This Executive Order shall become effective upon filing with the Secretary of State.


Pat Quinn, Governor

Issued by Governor: November 21, 2009
Filed with Secretary of State: November 23, 2009

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EXECUTIVE ORDER

09-20

IN THE OFFICE OF
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**EXECUTIVE ORDER CREATING THE ILLINOIS HUMAN SERVICES
COMMISSION**

WHEREAS, the State of Illinois depends upon public and private service providers to deliver many critical human services necessary to protect and enhance the welfare of its citizens, including its most vulnerable populations; and

WHEREAS, the citizens of Illinois and their communities depend upon these services to protect public health, create individual and family well-being, improve public safety, revitalize local economies, and enhance learning; and

WHEREAS, human services play a vital role in every community and legislative district across the state, providing jobs and revenue in addition to services and supports to children and youth, families, workers, the elderly, people with disabilities, and other vulnerable populations; and

WHEREAS, a strong and well-managed network of public and private human services is integral to the achievement of other state goals in the areas of health and wellness, educational outcomes, workforce development, and an improved business climate; and

WHEREAS, a lack of adequate appropriations, clear goals, spending priorities, and measurable outcomes along with delays in payments, inadequate rates, duplicative reporting requirements, and other systemic barriers prevent private entities from achieving the goal of a strong and effective network of well managed public and private service providers; and

WHEREAS, the maintenance of a strong and well managed network of human services requires a joint planning process that brings together public and private experts in human services to identify best practices and strategies.

THEREFORE, I, Pat Quinn, Governor of Illinois, pursuant to the supreme executive authority of the Governor as set forth in Article V, Section 8 of the Illinois Constitution, do hereby order as follows:

I. CREATION

There is hereby established the Illinois Human Services Commission (hereinafter "Commission").

II. PURPOSE

The Commission shall undertake a systematic review of human services programs with the goal of ensuring their consistent delivery in the State of Illinois.

III. DUTIES

The Commission shall make recommendations for achieving a system that will provide for the efficient and effective delivery of high quality human services. These recommendations shall include the following elements:

- a. ensuring adequate appropriations for the provision of human services
- b. establishing processes for determining fair, adequate and timely reimbursement
- c. maintaining efficient management of publicly-funded programs and services
- d. implementing best practices within the human services field
- e. creating outcome measures and accountability mechanisms
- f. developing projections for future human services need based on demographic trends and other related variables

The Commission shall make best efforts to:

- a. Use existing reports, research, and planning efforts and call for additional reports and research to support its work.
- b. Seek input from existing advisory councils and task forces that address human service delivery as well as other human services experts and the public-at-large including one or more public hearings to take and consider public comment.
- c. Identify opportunities for increased efficiency and/or cross-agency collaboration regarding human services delivery.

IV. MEMBERSHIP

The Commission shall include representation from both public and private organizations, and its membership shall reflect regional, racial, and cultural diversity to ensure representation of the needs of all Illinois citizens.

The Governor appoints all members of the Commission. The Commission will include the following:

- a. A co-chair from the Office of the Governor and a co-chair not employed by a governmental entity to represent the interests of non-governmental organizations;
- b. Eight members of the General Assembly representing each of the majority and minority caucuses of each chamber;
- c. The Directors or Secretaries of the following State agencies or their designees:
 - 1. Department of Human Services;
 - 2. Department of Children and Family Services;
 - 3. Department of Healthcare and Family Services;
 - 4. State Board of Education;
 - 5. Department on Aging;

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6. Department of Juvenile Justice;
 7. Department of Corrections;
 8. Department of Public Health;
- d. Local government stakeholders and nongovernmental stakeholders with an interest in human services, including representation among the following private-sector fields and constituencies:
1. early childhood education and development;
 2. child care;
 3. child welfare;
 4. youth services;
 5. developmental disabilities;
 6. mental health;
 7. employment and training;
 8. sexual and domestic violence;
 9. alcohol and substance abuse;
 10. local community collaborations among human services programs;
 11. immigrant services;
 12. affordable housing;
 13. re-entry;
 14. food and nutrition;
 15. homelessness;
 16. older adults;
 17. physical disabilities;
 18. business;
 19. philanthropy;
 20. labor;
 21. and law enforcement.

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Members shall serve for the duration of the Commission. In the event of a vacancy, the appointment to fill the vacancy shall be made by the Governor. The Commission shall convene within 60 days after the effective date of this Order. The initial meeting of the Commission shall be convened by the co-chair selected by the Governor. Subsequent meetings will convene at the call of the co-chairs. The Commission shall meet on a quarterly basis or more often, if necessary.

V. REPORT

The Commission shall first report to the Governor and General Assembly on the Commission's progress towards its goals and objectives by June 30, 2010. Interim report dates include November 30, 2010, April 30, 2011 and a final report due no later than two years from enactment of this Commission. The Commission and the terms of its members shall expire upon delivery of the final report.

VI. TRANSPARENCY

In addition to whatever policies or procedures it may adopt, all operations of the Commission will be subject to the provisions of the Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) and the Illinois Open Meetings Act (5 ILCS 120/1 *et seq.*). This section shall not be construed so as to preclude other statutes from applying to the Commission and its activities.

VII. SAVINGS CLAUSE

Nothing in this Executive Order shall be construed to contravene any state or federal law.

VIII. SEVERABILITY

If any provision of this Executive Order is found invalid by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect.

IX. EFFECTIVE DATE

This Executive Order shall be effective upon filing with the Secretary of State.


Pat Quinn, Governor

Issued by Governor: November 22, 2009
Filed with Secretary of State: November 23, 2009

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INDEX DEPARTMENT
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EXECUTIVE DEPARTMENT

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INDEX DEPARTMENT

FEB 16 2010

SPRINGFIELD, ILLINOIS

IN THE OFFICE OF
SECRETARY OF STATE

EXECUTIVE ORDER

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10-01

**EXECUTIVE ORDER CREATING THE OFFICE OF
HEALTH INFORMATION TECHNOLOGY**

WHEREAS, the health care delivery system in Illinois faces significant challenges to maintaining the financial and human resources necessary to provide high quality and cost effective care; and

WHEREAS, the use of electronic medical records and the exchange of health information will significantly improve care coordination, reduce medical errors and health disparities, improve patient safety and outcomes, and control the cost of healthcare; and

WHEREAS, implementation of health information technology will create the need for highly skilled jobs; and

WHEREAS, Illinois is home to highly regarded medical centers, hundreds of hospitals and other providers, innovative health information technology companies, and colleges and universities with well respected information technology programs; and

WHEREAS, a wide range of health care stakeholders has been working since 2007 to plan for a statewide health information exchange that will facilitate the exchange of health information between and among all providers and ensure the privacy and security of all data exchanged; and

WHEREAS, the American Recovery and Reinvestment Act of 2009 (ARRA) committed more than \$2 billion to the Office of the National Coordinator for Health Information Technology (ONC) to ensure that all Americans have an electronic health record by 2014; and

WHEREAS, the ONC will direct a portion of this funding to states for the purpose of building health information technology infrastructure; and

WHEREAS, \$34 billion in ARRA funding is dedicated nationwide for financial incentives to Medicaid and Medicare providers for the adoption and meaningful use of electronic health records, and as such, the State has a compelling interest in assisting Illinois providers to qualify for those ARRA incentives; and

WHEREAS, achievement of meaningful use of and the eligibility of Illinois hospitals and practitioners for the federal Medicaid and Medicare incentive payments depends upon the availability of health information exchange throughout the State; and

WHEREAS, the State of Illinois has submitted a proposal to the ONC pursuant to its cooperative agreement program for states to promote health information technology, and has requested federal funds to plan and implement a statewide health information exchange; and

WHEREAS, the ONC has announced that Illinois will receive \$18.8 million in ARRA funds to establish the Office of Health Information Technology for the purpose of establishing standards, facilitating the exchange and meaningful use of appropriate health information, and protecting the privacy and security of such information; and

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, pursuant to the supreme executive authority of the Governor as set forth in Article V, Section 8 of the Illinois Constitution, do hereby order as follows:

I. CREATION

The Office of Health Information Technology is created within the Office of the Governor. This Office shall be responsible for overseeing the State's development and implementation of health information technology initiatives, including the creation of a statewide health information exchange.

II. PURPOSE

- a. The purpose of the Office of Health Information Technology will be to promote the development of health information technology, increase the adoption and meaningful use of electronic health records, assure the privacy and security of electronic health information, and direct the State's planning for a statewide exchange.
- b. The Office of Health Information Technology will be responsible for the obligations of the State Health Information Exchange Cooperative Agreement Program with the federal government.
- c. The Office of Health Information Technology will engage a broad range of health care stakeholders in developing its Strategic and Operational plan to create a statewide health information exchange.
- d. The Office of Health Information Technology will assist the Governor's Office of Legislative Affairs in developing legislation and working with the General Assembly to create a statewide health information exchange.

III. FISCAL RESPONSIBILITY

The Office of Health Information Technology shall utilize existing State resources and employees.

IV. TRANSPARENCY

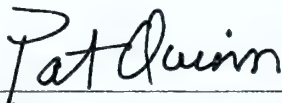
In addition to whatever policies or procedures it may adopt, the Office will be subject to the provisions of the Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) and the Illinois Open Meetings Act (5 ILCS 120/1 *et seq.*). This section shall not be construed so as to preclude other statutes from applying to the Office and its activities.

V. SAVINGS CLAUSE

Nothing in this Executive Order shall be construed to contravene any state or federal law.

VI. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.



Pat Quinn
Governor

Issued by the Governor: February 16, 2010
Filed with the Secretary of State: February 16, 2010

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IN THE OFFICE OF
SECRETARY OF STATE

**EXECUTIVE ORDER**

10-02

EXECUTIVE ORDER CREATING GOVERNOR'S OFFICE OF NEW AMERICANS

WHEREAS, 12% of Illinois' population are immigrants and 20% of the state's population is either an immigrant or children of immigrants; and

WHEREAS, immigrants contribute to the economic, social, and political vitality of the United States and Illinois; and

WHEREAS, immigration policy is set at the federal level, but the actual benefits and challenges of immigration are felt at the state and local levels; and

WHEREAS, a proactive policy for New Americans at the state level will maximize the benefits immigrants bring to the state and its municipalities, while helping immigrants overcome the challenges they face; and

WHEREAS, it is beneficial for new immigrants, the host communities, and the state, to work cohesively providing new Americans with the opportunities they need in order to become fully integrated; and

WHEREAS, the State of Illinois plays a vital role in building upon the strengths of immigrants, enabling their speedy transition to self-sufficiency; and

WHEREAS, the State of Illinois has historically been a national leader in creating innovative state initiatives that assist immigrants in integrating into life in the United States; and

THEREFORE, I, Pat Quinn, by virtue of the authority vested in me as Governor, do hereby order as follows:

1. The State of Illinois shall maintain and continue to develop a New Americans Immigrant Policy that builds upon the strengths of immigrants, their families, and their institutions, and expedites their journey towards self-sufficiency. This policy shall enable State government to more effectively assist immigrants in overcoming barriers to success, and to facilitate host communities' ability to capitalize on the assets of their immigrant populations.
2. The Governor's Office of New Americans shall identify strategic partnerships with State agencies in an effort to implement best practices, policies, and procedures and make recommendations for statewide policy and administrative changes.

3. State agencies shall develop New Americans plans that incorporate effective training and resources, ensure culturally and linguistically competent and appropriate services, and include administrative practices that reach out to and reflect the needs of the immigrant and Limited English Proficient population. State agencies shall consider the New Americans Immigrant Policy Council's recommendations in creating the agencies' plans. Agency plans should be submitted to the Governor for approval.
4. Executive Order Number 10 (2005) is hereby revoked and rescinded effective as of this date of issuance.

EFFECTIVE DATE

This Executive Order shall be in full force and effect upon its filing with the Secretary of State.



Pat Quinn
Governor

Issued by the Governor: March 31, 2010
Filed with the Secretary of State: March 31, 2010

FILED
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SECRETARY OF STATE



EXECUTIVE ORDER

EXECUTIVE ORDER ON PROJECT LABOR AGREEMENTS

WHEREAS, the State of Illinois has a compelling interest in awarding public works contracts so as to ensure the highest standards of quality and efficiency at the lowest responsible cost; and

WHEREAS, a project labor agreement, which is a form of pre-hire collective bargaining agreement covering all terms and conditions of employment on a specific project, can ensure the highest standards of quality and efficiency at the lowest responsible cost on appropriate public works projects; and

WHEREAS, the State of Illinois has a compelling interest that a highly skilled workforce be employed on public works projects to ensure lower costs over the lifetime of the completed project for building, repairs and maintenance; and

WHEREAS, project labor agreements provide the State of Illinois with a guarantee that public works projects will be completed with highly skilled workers; and

WHEREAS, project labor agreements provide for peaceful, orderly and mutually binding procedures for resolving labor issues without labor disruption, preventing significant lost-time on construction projects; and

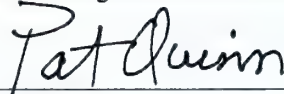
WHEREAS, project labor agreements allow public agencies to predict more accurately the actual cost of the public works project; and

WHEREAS, the use of project labor agreements can be of particular benefit to complex construction projects; and

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, pursuant to the supreme executive authority of the Governor as set forth in Article V, Section 8 of the Illinois Constitution, do hereby order as follows:

1. On a project-by-project basis, a State department, agency, authority, board or instrumentality, which is under the control of the Governor, shall include a project labor agreement on a public works project where said department, agency, authority, board or instrumentality has determined that such agreement advances the State's interests of cost, efficiency, quality, safety, timeliness, skilled labor force, labor stability or the State's policy to advance minority- and women-owned businesses and minority and female employment.
2. Where it has been determined that a project labor agreement is appropriate, and in furtherance of the President's Executive Order 13502, the State department, agency, authority, board or instrumentality responsible for awarding the project may include a project labor agreement on a public works project funded in whole or in part with Federal funds.

3. Where it has been determined that a project labor agreement is appropriate for a particular public works project, the State department, agency, authority, board or instrumentality responsible for awarding the project shall in good faith negotiate a project labor agreement with labor organizations engaged in the construction industry. In the event that the State department, agency, authority, board or instrumentality and the labor organizations engaged in the construction industry ("the parties") cannot agree to the terms of the project labor agreement, the Governor shall appoint a designee to assist the parties in reaching an agreement.
4. Pursuant to this Order, any project labor agreement:
 - a. shall set forth effective, immediate and mutually binding procedures for resolving jurisdictional labor disputes and grievances arising before the completion of work;
 - b. shall contain guarantees against strikes, lockouts, or similar actions;
 - c. shall ensure a reliable source of skilled and experienced labor;
 - d. shall further public policy objectives as to improved employment opportunities for minorities and women in the construction industry to the extent permitted by state and federal law;
 - e. shall permit the selection of the lowest qualified responsible bidder, without regard to union or non-union status at other construction sites;
 - f. shall be made binding on all contractors and subcontractors on the public works project through the inclusion of appropriate bid specifications in all relevant bid documents; and
 - g. shall include such other terms as the parties deem appropriate.
5. Any decision to use a project labor agreement in connection with a public works project by a State department, agency, authority, board or instrumentality shall be supported by a written, publicly disclosed finding by such department, agency, authority, board or instrumentality, setting forth the justification for use of the project labor agreement.
6. All State departments, agencies, authorities, boards and instrumentalities are hereby ordered to ensure that all public works projects are implemented in a manner consistent with the terms of this Order and are in full compliance with all statutes, regulations and Executive Orders.
7. Nothing in this Executive Order shall be construed to contravene any state or federal law or to jeopardize the State's entitlement to federal funding. If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order that can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.
8. This Order supersedes Executive Order 2003-13.
9. This Order shall be in full force and effect upon its filing with the Secretary of State.


Pat Quinn
Governor

Issued by the Governor: March 31, 2010
Filed with the Secretary of State: March 31, 2010

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SPRINGFIELD, ILLINOIS

EXECUTIVE ORDER

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10-04

EXECUTIVE ORDER TO CONSOLIDATE AGENCIES BY THE TRANSFER OF CERTAIN REPRODUCTION SERVICES OF THE DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY, THE DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES, THE DEPARTMENT OF PUBLIC HEALTH AND THE DEPARTMENT ON AGING TO THE DEPARTMENT OF HUMAN SERVICES FACILITY AT 5020 INDUSTRIAL DRIVE, BUILDING B, SPRINGFIELD, ILLINOIS

WHEREAS, Article V, Section 11 of the Illinois Constitution authorizes the Governor to reassign functions or reorganize executive agencies that are directly responsible to him by means of executive order; and

WHEREAS, Section 3.2 of the Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "Reorganization" includes, in pertinent part (a) the transfer of the whole or any part of any agency, or of the whole or any part of the functions thereof, to the jurisdiction and control of any other agency, and (b) the consolidation or coordination of whole or any part of any other agency, or of the whole or any part of the functions thereof, with the whole or any part of any other agency or the functions thereof; and

WHEREAS, the Department of Commerce and Economic Opportunity ("DCEO"), the Department of Healthcare and Family Services ("HFS"), the Department of Public Health ("DPH"), the Department on Aging ("Aging") and the Department of Human Services ("DHS") are executive agencies directly responsible to the Governor which exercise the rights, powers, duties and responsibilities derived from 20 ILCS 605, et seq., 20 ILCS 2205, et seq., 20 ILCS 2310, et seq., 20 ILCS 110, et seq. and 20 ILCS 1305, et seq. respectively; and

WHEREAS, DCEO, HFS, DPH, Aging and DHS presently maintain individual reproduction services independent of each other, although these services share common functions, duties and responsibilities, as well as utilize the same or similar equipment and materials; and

WHEREAS, the transfer and consolidation of the DCEO, HFS, DPH, Aging and DHS reproduction services offers the opportunity to eliminate redundancy, simplify the organizational structure of the Executive Branch, improve accessibility and accountability, provide more efficient use of specialized expertise and facilities, realize savings in administrative costs, promote more effective sharing of best practices and state of the art technology and realize other cost savings, among other things; and

WHEREAS, the aforementioned benefits of consolidation can be achieved by transferring the reproduction services from DCEO, HFS, DPH and Aging to a DHS facility in 5020 Industrial Drive, Building B, Springfield, Illinois, 62703; and

WHEREAS, as Governor of the State of Illinois, I am committed to effectively using all existing State resources in order to streamline State government operations; and

WHEREAS, for purposes of this Executive Order, DCEO, HFS, DPH, Aging and DHS's

reproduction services are sometimes referred to collectively as the "Services," DHS is sometimes referred to as the "Receiving Agency," and the DCEO, HFS, DPH and Aging are sometimes referred to as the "Transferring Agencies;" and

WHEREAS, prior to the final transfer, discussed in paragraph I.A., below, the specific functions, as well as the staff performing those functions, of the DCEO, HFS, DPH and Aging reproduction services shall be transferred to DHS by way of interagency agreements between DCEO, HFS, DPH and Aging and DHS (the "Agencies' Interagency Agreements") in accordance with the objectives of this Executive Order; and

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, pursuant to the supreme executive authority of the Governor as set forth in Article V, Section 8 and pursuant to the authority to reorganize agencies under the jurisdiction of the Governor as set forth in Article V, Section 11 of the Illinois Constitution, do hereby order as follows:

I. TRANSFER

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**IN THE OFFICE OF
SECRETARY OF STATE**

- a. Effective July 1, 2010, or as soon thereafter as practicable, the powers, duties, rights and responsibilities related to the Services, including staff and positions, shall be transferred from DCEO, HFS, DPH and Aging to the DHS facility at 5020 Industrial Drive, Building B, Springfield, Illinois, 62703 in accordance with the Agencies' Interagency Agreements. The statutory powers, duties, rights and responsibilities of the Transferring Agencies associated with these Services derive from 20 ILCS 605, et seq., 20 ILCS 2205, et seq., 20 ILCS 2310, et seq. and 20 ILCS 110, et seq. These transfers shall be permanent, unless otherwise the subject of subsequent Executive Order or other law.
- b. Whenever any provision of an Executive Order or any Act or section thereof transferred by this Executive Order provides for membership of the Director and/or Secretary of the Transferring Agencies on any council, commission, board or other entity relating to the Services, the Secretary of the Receiving Agency or her designee(s) shall serve in that place. If more than one such person is required by law to serve on any council, commission, board or other entity, an equivalent number of representatives of the Receiving Agency shall so serve.

II. EFFECT OF TRANSFER

The powers, duties, rights and responsibilities vested in the Services shall not be affected by this Executive Order, except that all management and staff support or other resources necessary to the operations of the Services shall be provided by the Receiving Agency.


- a. The status and rights of employees in the Transferring Agencies engaged in the performance of the functions of the Services shall not be affected by the transfer. The rights of the employees, the State of Illinois and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension, retirement or annuity plan shall not be affected by this Executive Order. Personnel under the Transferring Agencies affected by this Executive Order shall continue their service within the Receiving Agency.
- b. All books, records, papers, documents, property, contracts, and pending business pertaining to the powers, duties, rights and responsibilities related to the Services and transferred by this Executive Order from the Transferring Agencies to the Receiving Agency, shall be delivered to the Receiving Agency; provided, however, that the delivery of such information shall not violate any applicable confidentiality constraints.
- c. All unexpended appropriations and balances and other funds available for use in connection with any of the Services shall be transferred for use by the Receiving Agency for the Services pursuant to the direction of the Governor. Unexpended balances so transferred shall be expended only for the purpose for which the appropriation was originally made and in accordance with applicable state and federal law.

III. SAVINGS CLAUSE

- a. The powers, duties, rights and responsibilities related to the Services and transferred from the Transferring Agencies by this Executive Order shall be vested in and shall be exercised by the Receiving Agency. Each act done in exercise of such powers, duties, rights and responsibilities shall have the same legal effect as if done by the Transferring Agencies or their divisions, officers or employees.
- b. Every person or entity shall be subject to the same obligations and duties and any penalties, civil or criminal, arising therefrom, and shall have the same rights arising from the exercise of such powers, duties, rights and responsibilities as had been exercised by the Transferring Agencies or their divisions, officers or employees.
- c. Every officer of the Receiving Agency shall, for every offense, be subject to the same penalty or penalties, civil or criminal, as are prescribed by existing law for the same offense by any officer whose powers or duties were transferred under this Executive Order.
- d. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person to or upon the Transferring Agencies in connection with any of the functions of the Services transferred by this Executive Order, the same shall be made, given, furnished or served in the same manner to or upon the Receiving Agency.
- e. This Executive Order shall not affect any act done, ratified or canceled or any right occurring or established or any action or proceeding had or commenced in an administrative, civil or criminal cause regarding the Services before this Executive Order takes effect; such actions or proceedings may be defended, prosecuted and continued by the Receiving Agency.
- f. Any rules of the Transferring Agencies that relate to the Services which are in full force on the effective date of this Executive Order and have been duly adopted by the Transferring Agencies shall become the rules of the Receiving Agency for the Services. This Executive Order shall not affect the legality of any such rules in the Illinois Administrative Code. Any proposed rulings filed with the Secretary of State by the Transferring Agencies that relate to the Services and are pending in the rulemaking process on the effective date of this Executive Order and pertain to the functions transferred, shall be deemed to have been filed by the Receiving Agency. As soon as practicable hereafter, the Receiving Agency shall revise and clarify the rules transferred to them under this Executive Order to reflect the reorganization of rights, power and duties effected by this Executive Order, using the procedures for recodification of rules available under the Illinois Administrative Procedures Act, except that existing title, part, and section numbering for the affected rules may be retained. The Receiving Agency may propose and adopt under the Illinois Administrative Act such other rules of the reorganized agencies that will now be administered by the Receiving Agency.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.


Pat Quinn
Governor

Issued by the Governor: April 1, 2010
Filed with the Secretary of State: April 1, 2010

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SPRINGFIELD, ILLINOIS

EXECUTIVE ORDER

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10-05

**EXECUTIVE ORDER COMMISSIONING A PLAN FOR INTEGRATING THE
DEPARTMENT OF JUVENILE JUSTICE INTO THE DEPARTMENT OF CHILDREN
AND FAMILY SERVICES**

WHEREAS, supervising delinquent youth requires specialized training for staff, unique approaches to facilities management, and programming that provides treatment and rehabilitative services; and

WHEREAS, the Department of Juvenile Justice was created as a stand-alone agency, after having been a division of the Department of Corrections, as a step towards managing the delinquent youth population of the State of Illinois with the intention of creating positive outcomes for young people and their families; and

WHEREAS, the mission of the Department of Children and Family Services is to provide social services to children and their families, to operate children's institutions, and to provide certain other rehabilitative and residential services; and

WHEREAS, integrating the Department of Juvenile Justice into the Department of Children and Family Services would best advance a culture change from a punitive approach toward a rehabilitative, treatment-focused model of care that engages families, promotes public safety, and holds youth accountable for their actions while providing better services for young people in facilities and after release; and

WHEREAS, the Illinois Constitution authorizes reorganizing executive branch agencies pursuant to either a multilateral process or a unilateral process: legislation passed by the General Assembly or an Agency Reorganization Executive Order issued pursuant to Article V, Section 11; and

WHEREAS, reorganizing the Department of Juvenile Justice will require a participatory and transparent process that involves multiple state agencies, members of the General Assembly, representatives of organized labor and the advocacy community; and

THEREFORE, I, Pat Quinn, Governor of Illinois, pursuant to the supreme executive authority of the Governor as set forth in Article V, Section 8 of the Illinois Constitution, do hereby order as follows:

I. STATEMENT OF POLICY

All employees of the State of Illinois, employed in executive branch agencies that are directly responsible to the Governor [hereinafter "employees"], are hereby directed that the administration's policy is to seek the integration of the Department of Juvenile Justice into the Department of Children and Family Services by means of legislation.

II. COOPERATION

All employees are directed to cooperate and assist integrating the Department of Juvenile Justice into the Department of Children and Family Services.

a. Affected Agencies

The following offices and agencies (hereinafter "affected agencies") shall prioritize facilitating the integration of the Department of Juvenile Justice into the Department of Children and Family Services:

- i. The Office of the Governor
- ii. The Department of Children and Family Services
- iii. The Department of Juvenile Justice
- iv. The Department of Corrections
- v. The Department of Central Management Services
- vi. The Public Safety Shared Services Center
- vii. The Department of Human Services
- viii. The Department of Healthcare and Family Services.

III. EMPLOYEE RESPONSIBILITIES

a. Integration Plan

The overall objective of the collaboration required by this executive order is to develop a plan (hereinafter "integration plan") for implementing in an expeditious and efficient manner, the formal and functional integration of the Department of Juvenile Justice into the Department of Children and Family Services. The integration plan will include, but is not limited to, the following elements:

- i. Legislation that modifies statute to implement the merger;
- ii. Administrative regulations or administrative directives necessary for the merger;
- iii. Interagency agreements that effectuate or facilitate the merger.

b. Collaboration with Organized Labor, Advocacy Organizations, and the Legislature

Employees of the affected agencies shall develop an integration plan in collaboration with:

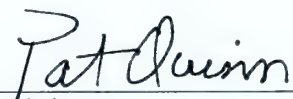
- i. representatives of organized labor;
- ii. advocacy organizations, individuals experienced in juvenile court issues, and other stakeholders; and
- iii. the members and staff of the General Assembly to craft legislation.

IV. SAVINGS CLAUSE

Nothing in this Executive Order shall be construed to contravene any state or federal law.

V. EFFECTIVE DATE

This order shall become effective upon its filing with the Office of the Secretary of State.


Pat Quinn
Governor

Issued by the Governor: April 1, 2010
Filed with the Secretary of State: April 1, 2010

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SPRINGFIELD, ILLINOIS

EXECUTIVE ORDER

10-06

**EXECUTIVE ORDER TO TRANSFER FUNCTIONS FROM THE DEPARTMENT OF
HUMAN SERVICES TO THE DEPARTMENT OF PUBLIC HEALTH**

WHEREAS, the Illinois Department of Human Services (DHS) makes grants from the Diabetes Research Checkoff Fund, a special fund in the State treasury, to public or private entities in Illinois for the purpose of funding research concerning diabetes; and

WHEREAS, DHS, through its public health promotion programs and materials, directs information on diabetes, asthma, and pulmonary disorder prevention toward population groups in Illinois that are considered at high risk of developing these diseases; and

WHEREAS, DHS supports and staffs the Illinois State Diabetes Commission, which is chaired by the Secretary of DHS and whose members are appointed by the Secretary; and

WHEREAS, the Illinois Department of Public Health (DPH) has general supervision of the health and welfare of the people of Illinois; and

WHEREAS, one of the missions of DPH is to educate the general public in matters pertaining to health, by publishing and distributing materials relating to the prevention and control of diseases; and

WHEREAS, DPH has considerable experience awarding grants to public or private agencies and organizations for the development of health programs or services; and

WHEREAS, transferring the diabetes-related grant program; the diabetes, asthma, and pulmonary disorder educational prevention functions; and the Illinois State Diabetes Commission, all described above, from DHS to DPH will be beneficial to both Departments and the people of the State of Illinois; and

WHEREAS, Article V, Section 11 of the Illinois Constitution provides that the Governor, by Executive Order, may reassign functions among or reorganize executive agencies which are directly responsible to him; and

WHEREAS, Section 3.2 of Executive Reorganization Implementation Act, 15 ILCS 15/3.2, provides that "Reorganization" includes, in pertinent part, (a) the transfer of the whole or any part of any agency, or of the whole or any part of the functions thereof, to the jurisdiction and control of any other agency, and (b) the abolition of the whole or any part of any agency which does not have, or upon the taking effect of such reorganization will not have, any functions; and

WHEREAS, DHS is an executive agency directly responsible to the Governor; and

WHEREAS, DPH is an executive agency directly responsible to the Governor;

THEREFORE, pursuant to the powers vested in me by Article V, Section 11 of the Illinois

I. TRANSFER OF PROGRAM FUNCTIONS FROM DHS TO DPH

- a. Effective July 1, 2010, all program functions performed by DHS pursuant to Sections 10-9 and 10-10 of the Department of Human Services Act, 20 ILCS 1305/1-1 *et seq.*, and Public Act 094-0788, together with all of the powers, duties, rights, and responsibilities of DHS relating to those functions are transferred from DHS to DPH.
- b. Effective July 1, 2010, DPH shall make grants from appropriations from the Diabetes Research Checkoff Fund to recognized public or private entities in Illinois for the purpose of funding research concerning the disease of diabetes. At least 50% of the grants made from the Fund shall be made to entities that conduct research for juvenile diabetes. For these purposes, the term "research" includes, without limitation, expenditures to develop and advance the understanding, techniques, and modalities effective in the detection, prevention, screening, management, and treatment of diabetes and may include clinical trials in Illinois. Moneys received for this purpose, including, without limitation, income tax checkoff receipts and gifts, grants, and awards from any public or private person or entity, shall be deposited into the Fund. Any interest earned on moneys in the Fund must be deposited into the Fund.
- c. Effective July 1, 2010, DPH shall include within its public health promotion programs and materials information to be directed toward population groups in Illinois that are considered at high risk of developing diabetes, asthma, and pulmonary disorders, such as Hispanics, people of African descent, the elderly, obese individuals, persons with high blood sugar content, and persons with a family history of diabetes. The information shall inform members of such high risk groups about the causes and prevention of diabetes, asthma, and pulmonary disorders, the types of treatment for these diseases, and how treatment may be obtained. By February 15, 2011, and each February 15 thereafter, DPH shall file a report with the General Assembly concerning its activities and accomplishments as to these educational prevention efforts during the previous calendar year.
- d. Effective July 1, 2010, the Illinois State Diabetes Commission is reconstituted within DPH.
 - i. **Members.** The Commission shall consist of members that are residents of this State and shall include an Executive Committee appointed by the Director of DPH. The members of the Commission shall be appointed by the Director of DPH as follows:
 - (1) The Director of DPH or the Director's designee, who shall serve as chairperson of the Commission.
 - (2) Physicians who are board certified in endocrinology, with at least one physician with expertise and experience in the treatment of childhood diabetes and at least one physician with expertise and experience in the treatment of adult onset diabetes.
 - (3) Health care professionals with expertise and experience in the prevention, treatment, and control of diabetes.
 - (4) Representatives of organizations or groups that advocate on behalf of persons suffering from diabetes.
 - (5) Representatives of voluntary health organizations or advocacy groups with an interest in the prevention, treatment, and control of diabetes.
 - (6) Members of the public who have been diagnosed with diabetes.
 - ii. **Appointments.** Members of the Commission shall be appointed within 60 days after the effective date of this Executive Order. A member shall continue to serve until his or her successor is duly appointed and qualified.
 - iii. **Meetings.** Meetings shall be held 3 times per year or at the call of the

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The Director of DPH may appoint additional members deemed necessary and appropriate by the Director.

Commission chairperson.

- iv. Reimbursement. Members shall serve without compensation but shall, subject to appropriation, be reimbursed for reasonable and necessary expenses actually incurred in the performance of the member's official duties.
- v. Department Support of Commission. DPH shall provide administrative support and current staff as necessary for the effective operation of the Commission.
- vi. Duties. The Commission shall perform all of the following duties:

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- (1) Hold public hearings to gather information from the general public on issues pertaining to the prevention, treatment, and control of diabetes.
- (2) Develop a strategy for the prevention, treatment, and control of diabetes in this State.
- (3) Examine the needs of adults, children, racial and ethnic minorities, and medically underserved populations who have diabetes.
- (4) Prepare and make available an annual report on the activities of the Commission to the Director of Public Health, the Speaker of the House of Representatives, the Minority Leader of the House of Representatives, the President of the Senate, the Minority Leader of the Senate, and the Governor by June 30 of each year, beginning on June 30, 2011.

- vii. Funding. DPH may accept on behalf of the Commission any federal funds or gifts and donations from individuals, private organizations, and foundations and any other funds that may become available.

- e. DHS and DPH shall cooperate to ensure that the transfer of these functions is completed as soon as practical.

II. EFFECT OF TRANSFER

- a. Neither the functions transferred by this Executive Order from DHS to DPH, nor any powers, duties, rights, and responsibilities related to those functions, shall be affected by this Executive Order, except that they shall all be performed or exercised by DPH from the effective date of the transfer.
- b. The staff of DHS engaged in the performance of the transferred functions may be transferred to DPH. The status and rights of such employees under the Personnel Code shall not be affected by the transfers. The rights of the employees, the State of Illinois and its agencies under the Personnel Code and applicable collective bargaining agreements or under any pension, retirement, or annuity plan shall not be affected by this Executive Order.
- c. All books, records, papers, documents, property (real and personal), contracts, and pending business pertaining to the functions transferred by this Executive Order from DHS to DPH, including but not limited to material in electronic or magnetic format and necessary computer hardware and software, shall be transferred to DPH. The transfer of that information shall not, however, violate any applicable confidentiality constraints.
- d. All unexpended appropriation balances and other funds available to DHS for use in connection with the functions transferred by this Executive Order shall be transferred and made available to DPH for use in connection with the functions transferred by this Executive Order. Unexpended balances so transferred shall be expended only for the purpose for which the appropriations were originally made.

III. SAVINGS CLAUSE

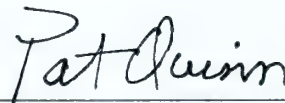
- a. The powers, duties, rights, and responsibilities relating to the functions transferred

from DHS to DPH by this Executive Order shall be vested in and shall be exercised by DPH. Each act done in exercise of such powers, duties, rights, and responsibilities shall have the same legal effect as if done by DHS or its divisions, officers, or employees.

- b. Every officer of DPH shall, for any offense, be subject to the same penalty or penalties, civil or criminal, as are prescribed by existing laws for the same offense by any officer whose powers or duties were transferred under this Executive Order.
- c. Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person to or upon DHS in connection with any of the functions transferred by this Executive Order, the same shall be made, given, furnished, or served in the same manner to or upon DPH.
- d. This Executive Order shall not affect any act done, ratified, or canceled, or any right occurring or established or any action or proceeding had or commenced in an administrative, civil, or criminal case regarding the functions of DHS before this Executive Order takes effect; such actions may be prosecuted or continued by DPH.
- e. Any rules of DHS that relate to the functions transferred by this Executive Order that are in full force on the effective date of this Executive Order, and that have been duly adopted by DPH, shall become the rules of DPH. This Executive Order shall not affect the legality of any such rules in the Illinois Administrative Code. Any proposed rules filed with the Secretary of State by DHS that are pending in the rulemaking process on the effective date of this Executive Order, and that pertain to the functions transferred, shall be deemed to have been filed by DPH. As soon as practicable hereafter, DPH shall revise and clarify the rules transferred to it under this Executive Order to reflect the reorganization of rights, powers, and duties affected by this Order, using the procedures for recodification of rules available under the Illinois Administrative Procedures Act, except that existing title, part, and section numbering for the affected rules may be retained. DPH, consistent with DHS' authority to do so, may propose and adopt under the Illinois Administrative Procedures Act such other rules of DHS that will now be administered by DPH. To the extent that, prior to the effective date of the transfers, the Secretary of DHS had been empowered to prescribe regulations or had other authority with respect to the transferred functions, such duties shall be exercised from and after the effective date of the transfer by the Director of DPH.
- f. For the purposes of the Successor Agency Act, DPH is declared to be the successor agency of DHS, but only with respect to the functions that are transferred to DPH by this Executive Order.
- g. Whenever a provision of law refers to DHS in connection with its performance of a function that is transferred to DPH by this Executive Order, that provision shall be deemed to refer to DPH on and after the effective date of this Executive Order.

IV. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.



Pat Quinn
Governor

Issued by the Governor: April 1, 2010
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EXECUTIVE ORDER

10-07

EXECUTIVE ORDER TO PROMOTE CLEAN WATER, OUTDOOR RECREATIONAL SPACE, AND YOUTH ENVIRONMENTAL EDUCATION INITIATIVES

WHEREAS, Article XI of the Illinois Constitution states that each person has the right to a healthful environment, and that the public policy of the State of Illinois (hereinafter the "State") and the duty of each person is to provide and maintain a healthful environment for the benefit of this and future generations; and

WHEREAS, the mission of the Illinois Department of Natural Resources (hereinafter the "Department") is to manage, conserve and protect Illinois' natural, recreational and cultural resources, further the public's understanding and appreciation of those resources, and promote the education, science and public safety of Illinois' natural resources for present and future generations; and

WHEREAS, a healthful environment is key to economic development and sustainability, assures basic life-sustaining ecosystem services, and enhances the health and well-being of children and adults; and

WHEREAS, the State significantly lags behind other states in the amount of open space for conservation and outdoor activities with only about one percent of its land protected, at a time when pressures on open space and habitat from development, invasive species and other stresses continue, and while many other states have adopted bold approaches to conservation funding; and

WHEREAS, youth participation in outdoor activities is declining, and new generations are increasingly disconnected from the natural world, with negative effects on children's physical and mental health; and

WHEREAS, with limited land for outdoor recreation, access to that land becoming more difficult due to changing population patterns, cultural changes, the impacts of urban sprawl and fragmentation, and a growing population, outdoor recreationists must compete for the remaining available land and depend more heavily on private landowners; and

WHEREAS, in October of 2009 the Department convened a Conservation Congress and thus revived a very important tradition of constituent involvement in conservation and outdoor recreation; and

WHEREAS, over 140 representatives of a very diverse group of organizations from all parts of the state deliberated for two days over research and survey results, and developed over twenty recommendations to improve the future of conservation funding, youth recruitment and retention, and access to public and private lands for recreation, and those constituents have worked diligently to further those recommendations; and

WHEREAS, Conservation Congress recommended developing new stable dedicated funding for conservation and outdoor recreation needs, expanding access for recreation on private land, and adopting a new Environmental Literacy for Illinois strategic plan; and

THEREFORE, I, Pat Quinn, Governor of Illinois, pursuant to the authority vested in me by Article V of the Illinois State Constitution of 1970, hereby order as follows:

I. FUNDING

The Department, in cooperation with Conservation Congress participants, shall develop proposals and implementation strategies for funding for clean water initiatives, acquisition of land for conservation and outdoor recreation needs, and for sustainable operation of the Department in pursuit of its mission. The Department shall present these proposals to the Office of the Governor by March 1, 2011;

II. PUBLIC RECREATIONAL ACCESS

The Department shall, in consultation with Conservation Congress participants, create programming to increase public recreation access that meets the growing demand for outdoor recreation opportunities and the specific needs of the State's hunters, anglers, outdoor enthusiasts, and landowners. Programming may include, but not be limited to:

- a. Developing communications and marketing programs to promote and foster our heritage pursuant to the Department of Natural Resources Act (20 ILCS 801/1-15) which provides, in pertinent part, that the Department "shall recognize, preserve, and promote our special heritage of recreational hunting and trapping by providing opportunities to hunt and trap in accordance with the Wildlife Code," and provide information on Department wildlife programs.
- b. Providing education and outreach to State landowners and recreation users on liability and attaining recreational access through obtaining permission from landowners.
- c. Identifying opportunities and create programming for expansion of recreational access with the express goal of providing a range of opportunities to fulfill recreational needs of persons of all socio-economic backgrounds and to those who are beginning their pursuit in outdoor recreation. Opportunities such as cooperative landowner and referral programs, commercial land access programs, and walk-in hunter access programs may be considered.

III. YOUTH RECRUITMENT AND RETENTION

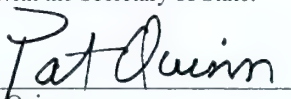
The Department shall, in cooperation with the Illinois State Board of Education, Illinois Environmental Protection Agency, Illinois Department of Agriculture, and Illinois Department of Commerce and Economic Opportunity work together with interested partners to update and adopt the Environmental Literacy for Illinois strategic plan that will provide abundant opportunities and resources for teachers, students, and parents to educate Illinois youth on nature, conservation, and environment throughout formal and non-formal education programs by December 31, 2010.

IV. SAVINGS CLAUSE

Nothing in this Executive Order shall be construed to contravene any state or federal law.

EFFECTIVE DATE

This Order shall be in full force and effect upon its filing with the Secretary of State.


Pat Quinn
Governor

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EXECUTIVE ORDER

10-08

**EXECUTIVE ORDER CREATING THE OFFICE OF EARLY CHILDHOOD
DEVELOPMENT**

WHEREAS, the achievement gap that often impedes children living in poverty from attaining the same academic and life successes as their more affluent peers is persistent from birth; and

WHEREAS, policies that narrow the achievement gap are critical components of an education system that meets the needs of all children and prepares them to compete in the global economy; and

WHEREAS, research shows that high-quality early learning programs that help infants, toddlers and preschoolers to develop the cognitive, social, emotional and physical skills necessary for school success represent a powerful strategy to strengthen education and close the achievement gap; and

WHEREAS, the creation of the Illinois Early Learning Council (hereinafter the "Council") by members of the General Assembly is a major step toward establishing a statewide high-quality early childhood system; and

WHEREAS, the vision of the Council is that all children in Illinois start school safe, healthy, eager to learn and ready to succeed; and

WHEREAS, the Council is charged with working to meet the early learning needs of children from birth to age five and their families by establishing a high-quality, accessible, and comprehensive statewide early learning system; and

WHEREAS, the Council has been designated as the State Advisory Council on Early Childhood Education and Care, making it eligible for federal funds available to support State Advisory Councils; and

WHEREAS, the Council in June 2009 recommended the creation of the Governor's Office of Early Childhood Development to coordinate the work of the Council and its committees, support collaborative efforts to coordinate, improve, and expand existing early childhood programs and services, and signal the importance of early learning in the State of Illinois; and

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, pursuant to the supreme executive authority of the Governor as set forth in Article V, Section 8 of the Illinois Constitution, do hereby order as follows:

I. CREATION

The Office of Early Childhood Development (hereinafter the "Office") is created within the Office of the Governor, as of May 1, 2010. This Office shall be responsible for guiding the efforts of the Council as it works to advance a comprehensive, statewide early childhood system.

II. PURPOSE

- a. The purpose of the Office is to coordinate the work of the Council and its committees, and support collaborative efforts to coordinate, improve, and expand existing early childhood programs and services for children from birth to age five and their families.
- b. The Office will be responsible for reporting annually on the work of the Council as required by the Illinois Early Learning Council Act (Public Act 93-380), and will be responsible for ensuring that the Council continues to meet the requirements for State Advisory Councils as outlined in the Head Start Act.
- c. The Office will develop initiatives that address and promote access, quality, and accountability in early childhood services.
- d. The Office will work across state agencies to assist in the implementation of recommendations of the Council, and analyze and discern policy challenges and opportunities in Illinois.

III. FISCAL RESPONSIBILITY

The Office shall use federal funds and existing state resources and employees, with no additional cost to the State.

IV. TRANSPARENCY


In addition to whatever policies and procedures it may adopt, the Office will be subject to the provisions of the Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) and the Illinois Open Meetings Act (5 ILCS 120/1 *et seq.*). This section shall not be construed so as to preclude other statutes from applying to the Office and its activities.

V. SAVINGS CLAUSE

Nothing in this Executive Order shall be construed to contravene any state or federal law.

VI. SEVERABILITY

If any provision of this Executive Order or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are declared to be severable.


Pat Quinn
Governor

Issued by the Governor: June 7, 2010
Filed with the Secretary of State: June 7, 2010

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EXECUTIVE ORDER

10-09

EXECUTIVE ORDER CREATING PUT ILLINOIS TO WORK

WHEREAS, the Constitution of the State of Illinois was ordained and established "in order to provide for the health, safety and welfare of the people; ... eliminate poverty and inequality; assure legal, social and economic justice; provide opportunity for the fullest development of the individual"; and

WHEREAS, Article 11 of the Constitution states that each person has the right to a healthful environment, and that it is the public policy of the State of Illinois (hereinafter the "State") and the duty of each person to provide and maintain a healthful environment for the benefit of this and future generations; and

WHEREAS, the opportunity to be gainfully employed is key to economic development and sustainability for the betterment of the community as a whole; and

WHEREAS, current unemployment rates of 11.2% Statewide and increasing poverty rates establish the need for governmental intervention to achieve the above-stated Constitutional goals by stimulating the economy; and

WHEREAS, a Statewide subsidized work-relief program intended to provide wages, supervision and connections to employment opportunities can improve the status of adults in disadvantaged families throughout the State and reduce their dependency on other programs; and

WHEREAS, a work-relief program creates new jobs that would not otherwise exist, not displacing current employees but providing additional opportunities for low-income families to earn wages and learn skills; and

WHEREAS, the statutory mission of the Illinois Department of Human Services (DHS) is to "assist [Illinoisans] to achieve maximum self-sufficiency, independence and health through the provision of seamless, integrated services for individuals, families and communities"; and

WHEREAS, DHS, as the administering agency of the Temporary Assistance for Needy Families (TANF) Program, has been designated to access Federal American Recovery and Reinvestment Act (ARRA) funds to stimulate the economy, including through development of a Statewide subsidized work-relief program; and

WHEREAS, the Illinois Department of Employment Security (IDES) is responsible for administering unemployment insurance programs and determining whether employment wages qualify for work-relief exemption from countable unemployment insurance wages; and

WHEREAS, IDES has determined that DHS' use of TANF ARRA funds to support a publicly subsidized employment program for the benefit of disadvantaged persons in order to lessen economic hardship is a work-relief purpose; and

WHEREAS, DHS has designed a publicly subsidized employment program as a work-relief program and, as such, is required to contract with an Illinois not-for-profit corporation or a governmental body to serve as the employer of record responsible for payroll and the ultimate direction and control of participants; and

WHEREAS, DHS has determined to name this TANF work-relief program Put Illinois to Work; and

WHEREAS, Heartland Human Care Services, Inc. ("Heartland"), a not-for-profit corporation operating in Illinois since 1888 with a mission to advance economic security and to reduce poverty by serving over 200,000 Illinoisans each year, has extensive experience in providing employment opportunities to the disadvantaged in impoverished communities; and

WHEREAS, DHS has chosen Heartland to serve as lead contractor and employer of record for Put Illinois to Work;

THEREFORE, I, Pat Quinn, Governor of Illinois, pursuant to the authority vested in me by Article V of the Constitution of the State of Illinois, hereby order as follows:


- I. The State of Illinois will create a work-relief program, henceforth known as Put Illinois to Work, intended to provide publicly subsidized wages and connections to employment opportunities to improve the status of disadvantaged families.
- II. Put Illinois to Work will be funded by the State of Illinois and the TANF Program's Emergency Contingency Fund (ECF) which was established by ARRA. The ECF provides 80% reimbursement for all increased expenditures of a state in the categories of basic assistance, short-term non-recurrent benefits, or subsidized employment. Illinois is eligible to draw down up to \$292.5 million through September 30, 2010.
- III. Put Illinois to Work will benefit at least 15,000 unemployed or underemployed adults throughout the State until the ARRA funding is exhausted or no longer available.
- IV. DHS, as the administering agency of the TANF Program, is responsible for Put Illinois to Work.
- V. DHS shall partner with Heartland to administer Put Illinois to Work. Heartland will be the Statewide lead agency, and will partner with various other non-profit social service agencies and governmental units throughout the State to administer the program.

SAVINGS CLAUSE

Nothing in this Executive Order shall be construed to contravene any State or Federal law.

EFFECTIVE DATE

This Order shall be in full force and effect upon its filing with the Secretary of State.


Pat Quinn
Governor

Issued by the Governor: June 7, 2010
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EXECUTIVE ORDER

10-10

EXECUTIVE ORDER REQUIRING ADDITIONAL SPENDING REDUCTIONS

WHEREAS, the State of Illinois faces an unprecedented fiscal crisis that requires every State employee, at every level, to take every possible measure to reduce spending;

WHEREAS, although the magnitude of the State's current financial shortfall is so great that it cannot be remedied solely by budgetary cuts, every reduction in State spending and every new source of State income represents another step toward fiscal stability;

WHEREAS, like many families and businesses throughout Illinois, this Administration has responded to this historic recession both by making significant cuts in spending and by continuing to seek new ways to save money and increase efficiency;

WHEREAS, the people of Illinois deserve transparent and accurate information about the cost-cutting measures implemented by their government, so that they can hold every elected official and government employee individually and collectively accountable for those cuts and efficiencies; and

WHEREAS, budgetary benchmarks, reporting and enforcement are critically important to ensuring that we reduce costs and limit spending;

THEREFORE, I, Pat Quinn, Governor of Illinois, pursuant to the authority vested in me by Article V of the Constitution of the State of Illinois, hereby order as follows:

I. SALES OF SURPLUS STATE PROPERTY

The Department of Central Management Services [hereinafter "CMS"], at the direction of the Governor's Office of Management and Budget [hereinafter "GOMB"], shall identify surplus personal property owned by the State of Illinois, including, but not limited to, such items as: computer and telephone equipment, furniture and other office equipment, vehicles, commercial-grade kitchen appliances and decorative items. These surplus items shall be sold via auction, either on-line or in person, in strict accordance with all applicable laws, rules, and regulations. These sales will supplement the current CMS auctions of surplus items through the State Surplus Warehouse. All agency warehouses shall be supervised by CMS to implement this requirement.

GOMB and CMS shall review all vacant or unused real estate owned by the State, based on the statutorily required property report prepared by CMS. Following that review, GOMB and CMS shall develop and implement a comprehensive real estate strategy that identifies opportunities to use or repurpose vacant properties more efficiently and designates State properties to be sold at fair market value.

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II. REDUCTIONS IN LEASING COSTS**IN THE OFFICE OF
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CMS shall continue to reduce costs through its program of renegotiating State leases and consolidating office space at least through the end of Fiscal Year 2011.

GOMB and CMS shall develop and implement a joint plan to further reduce expenditures on office space. This plan will require facilities consolidations, housing multiple agencies at a single location wherever possible. Additionally, State offices shall be relocated from rented space to State-owned facilities wherever possible. Finally, to further reduce the need for leased space, agencies shall require employees to share office space wherever possible, especially part-time employees and those employees who are offsite during some or all of the workday.

III. ENERGY EFFICIENCY AND CONSERVATION

All State employees shall reduce energy consumption and adopt all relevant waste prevention and energy conservation practices. These efforts shall include increased efforts to meet and exceed the conservation and sustainability goals set out in Executive Order 11 (2009). State facilities managers and employees under their direction shall assign high priority to inspection and maintenance of all heating, air conditioning, ventilation, electrical and plumbing systems and equipment to ensure energy-efficient operation. CMS, in collaboration with the Capital Development Board and the Department of Commerce and Economic Opportunity shall continue to employ all applicable State and federal incentives, State capital funds, and federal American Recovery and Reinvestment Act awards to implement cost-effective energy efficiency upgrades to State-owned and leased facilities.

IV. TRAVEL RESTRICTIONS AND REDUCTIONS IN VEHICLE COSTS

All agencies shall reduce and restrict travel-related expenditures. In addition to strict adherence to guidelines set forth in the Governor's Travel Control Board manual, agencies shall further reduce travel expenditures in every way possible. Reduction efforts shall include, but are not limited to, the following:

Pre-Approval and Post Hoc Review

All employees must receive express pre-approval for any reimbursed travel from the head of the agency in which they are employed, or from the designee of the agency head. All agencies must conduct post-hoc review of all travel vouchers to identify and eliminate excessive or unnecessary requests for reimbursement.

In-State Travel

All agencies shall make every effort to limit the number of staff who travel and seek reimbursement. To the extent feasible, agencies shall reduce travel reimbursement costs by requiring employees to use State-owned vehicles, to carpool in State-owned vehicles, or to take public transportation whenever possible. Agencies also shall use teleconferencing and videoconferencing in place of employee travel whenever possible.

Per Diem

Agencies shall report on the feasibility of reducing *per diem* reimbursement amounts for their employees within 30 days of the effective date of this Executive Order.

Out-of-State Travel

Agencies shall deny reimbursement for all out-of-State travel, except when that travel is deemed essential or in case of emergency. Designation of essential or emergency travel shall be subject to final approval by GOMB.

Motor Vehicles

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Agencies shall reduce expenditures associated with the operation of motor vehicles. This effort shall include, but is not limited to:

- eliminating all non-essential vehicle usage;
- restricting use of personally assigned vehicles by State employees;
- reducing fuel and maintenance costs by phasing out high-mileage, obsolete vehicles;
- reducing mileage reimbursement rates where possible.

V. TELECOMMUNICATIONS AND INFORMATION TECHNOLOGY SPENDING REDUCTIONS

Agencies shall reduce telecommunications and information technology expenditures through initiatives that include, but are not limited to, the following:

Telecommunications

Agencies shall terminate any unused or unnecessary land-based telephone lines, with the goal of reducing landline-related expenditures by 20% of current spending.

Agencies shall immediately inventory all mobile telecommunications devices assigned to employee use, including, but not limited to: mobile and cellular phones, Blackberries and other personal digital assistants (PDAs), and pagers. Assignment of mobile telecommunications devices shall be limited to those employees whose duties make those devices essential, and agencies shall limit the services included in each mobile telecommunications contract, with the goal of cutting costs for mobile telecommunication devices by 20%.

Wherever feasible, agencies shall increase use of Voice Over Internet Protocol (VOIP) as an alternative to telephone and fax communication.

Information Technology

Agencies shall limit information technology expenditures by means that include, but are not limited to:

- auditing software license use and reducing costs wherever possible;
- using reduced-cost procurement methods, especially invitations for bid (IFBs);
- increasing the use of cloud computing (e.g., data storage, web services, email, application hosting), where appropriate.

VI. CANCELLATION OF UNNECESSARY MEMBERSHIPS AND SUBSCRIPTIONS

All agencies shall immediately cancel all subscriptions to periodicals, publications, information services, and all memberships in dues-based organizations, except those that are essential to core agency operations. GOMB shall make the ultimate determination of whether any subscription or membership is essential to core agency operations.

VII. REDUCTIONS IN PRINTING COSTS

In Fiscal Year 2011, agencies shall reduce printing expenditures by at least 25% compared with Fiscal Year 2010 levels.

VIII. REDUCTIONS IN PERSONNEL COSTS AND OVERTIME

All agencies shall implement management policies that will reduce expenditures on employee overtime costs.

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All agencies shall, by the end of Fiscal Year 2011, reduce any expenditures associated with Earned Equivalent Time, or any substantially similar program, for employees in positions that are:

- Rutan-exempt, and
- Exempt from the Personnel Code, and
- not governed by the provisions of a collective bargaining agreement.

This provision shall not be construed or implemented in any way that contradicts or conflicts with any applicable federal or State statute governing labor practices.

This provision shall not apply to any State employee whose responsibilities include providing direct care, including, but not limited to, nursing staff in veterans' homes, or nursing staff providing care to patients in State-operated facilities.

IX. EMPLOYEE AND RETIREE GROUP INSURANCE CO-PAYMENTS AND DEDUCTIBLES

At the direction of GOMB, CMS and the Department of Healthcare and Family Services [hereinafter, "DHFS"] shall develop a plan to limit expenditures associated with group insurance, including increasing employee and retiree group insurance co-payments and deductibles. Nothing in this subsection shall be construed as a directive to violate or improperly circumvent any requirement of law, rule, regulation, or collective bargaining agreement. GOMB shall make efforts to ensure that representatives of appropriate agencies collaborate with representatives of organized labor in this process.

X. ELIGIBILITY AUDIT

Within 60 days of the effective date of this Executive Order, CMS shall report to GOMB on the feasibility of conducting an eligibility audit of all persons drawing pensions or receiving benefits from any State group insurance or benefit program.

XI. SALE OF DEBT

Within 60 days of the effective date of this Executive Order, CMS shall report to GOMB on the feasibility of generating new revenue by selling uncollected State debts to a debt collection agency.

XII. REVIEW OF CONTRACTS VALUED AT \$1 MILLION OR MORE

CMS shall report to GOMB as soon as practicable on the status of its continuing review of all contracts of \$1,000,000 or more. Wherever possible, CMS shall reduce contractual expenditures or rebid any contracts that offer opportunities for meaningful cost savings.

XIII. FY 2011 BUDGET RESERVES

The Director of GOMB will issue an administrative directive to reflect the reduced appropriation levels provided in the FY 2011 budget and to create contingency reserves, as authorized under the Executive Budget Act of Fiscal Year 2011.

XIV. MEDICAID MANAGED CARE

DHFS, in collaboration with the Office of the Governor, shall continue implementing its unique managed care initiative: the Integrated Delivery System Pilot Program for older adults and people with disabilities receiving benefits under the State's Medicaid program. In collaboration with the Office of the Governor, DHFS shall continue to develop and implement additional programs to reduce Medicaid spending growth through managed care and other mechanisms to improve health outcomes.

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XV. COST SAVINGS SUGGESTIONSIN THE OFFICE OF
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Agencies shall continue to encourage management and staff to develop and suggest practical ideas for reducing spending, particularly through the State Government Suggestion Award Board, accessible at <http://www.illinois.gov>. Agencies shall also encourage suggestions for spending reductions from the citizens of the State of Illinois. Agencies shall make best efforts to adopt and implement all reasonable cost savings suggestions.

ENFORCEMENT**I. RESPONSIBILITIES OF THE GOVERNOR'S OFFICE OF MANAGEMENT AND BUDGET**

All agencies shall strictly adhere to the requirements of this Executive Order, and to any administrative order or similar directive from the Director of GOMB pertaining to any action required by or related to this Executive Order, or any action related to the requirements of this Executive Order. These directives will include, but are not limited to, guidelines on employee compensation and instructions on implementation of any furlough day requirements for certain State employees. The Director of GOMB shall enforce agency compliance with the requirements of this Executive Order.

The Director of GOMB may establish appropriate incentives for compliance and sanctions for non-compliance, in accordance with all applicable laws, rules, regulations, contractual obligations, collective bargaining agreements, and other requirements.

No State agency may hire an employee or officer, fill any vacancy, create any new position of employment, promote or transfer any employee or officer to any position, modify compensation or enter into a personal services contract without completing an EPAR that receives express approval in the manner specified by the Director of GOMB. The Director of GOMB is hereby directed to implement changes to streamline the EPAR process.

No agency may obligate any State resources in the form of grants, gifts, stipends, monetary subsidies, contracts, or other direct financial transfer [hereinafter "grant" or "grants"] unless the agency has initiated a Procurement Business Case [hereinafter "PBC"] and received approval in a manner GOMB specifies, through the PBC system.

II. ADMINISTRATIVE ORDERS

The Director of GOMB shall implement specific cuts and any other actions contemplated by this Executive Order, at his/her discretion, pursuant to one or more administrative orders. The Director of GOMB also shall issue an administrative directive establishing a process to identify and approve expenditures as essential or emergency expenditures exempt from the requirements of this Executive Order. The Director of GOMB will publish guidelines for implementing each of the reductions set forth in this Executive Order. The Director of GOMB also may issue administrative directives to implement other reductions not specified in this Executive Order. The Director of GOMB may delegate authority to implement the provisions of this Executive Order.

All State agencies, including those previously considered "unconsolidated" under Executive Order Number 10 (2003), will participate in the cost-savings measures required in this Executive Order, including, but not limited to, facilities consolidation, prioritization, renegotiation, energy conservation, and space management activity. All agencies shall consolidate their facilities management activities and staffs through

intergovernmental agreements with CMS, or through other mechanisms as directed by the Director of GOMB, to provide centralized management and cost-saving. To the extent that Executive Order 10 (2003) or any part of it contradicts, contravenes, or conflicts with the requirements of this Executive Order, any such contradictory, contravening or conflicting provision is hereby superseded and revoked.

III. REPORTING / BENCHMARKS

As soon as practicable, but no later than 30 days after the effective date of this Executive Order, all affected agencies must report to GOMB the amount of reductions they have implemented or realized or which they will be able to implement or realize as required in this Executive Order, as well as savings resulting from any other reductions.

All reporting required by this Executive Order shall be posted and regularly updated online at <http://accountability.illinois.gov>. All affected agencies must update their progress in meeting spending reduction targets no less frequently than each quarter by providing such data to GOMB. CMS shall be responsible for maintaining this website at the direction and under the supervision of GOMB.

IV. DEFINITIONS

"Affected Agencies," "Agencies," and "State Agencies" (i.e., State agencies to which this Executive Order applies) shall have the same meaning as "State agencies" in the State Auditing Act, 30 ILCS 5/1 et seq., except that it shall not include agencies within the legislative or judicial branches of government, nor agencies within the executive branch of government that are under the direction of the Lieutenant Governor, Attorney General, Secretary of State, Comptroller, or Treasurer.

"Electronic Personnel Action Request [alternatively "EPAR"] is an electronic document that provides essential details of positions of employment in State government, and a mechanism for effectuating a personnel transaction.

"Expenditure(s)" is the amount of money obligated or expended for a particular purpose, good, or service in a fiscal year. In identifying reductions in expenditures, agencies shall give priority to reductions in the expenditure of funds derived from the General Revenue Fund ("GRF"). However, all funds shall be subject to spending reductions, and reductions in GRF spending shall not be offset by increased spending of non-GRF monies.

"Emergency Expenditure(s)" and "Essential Expenditure(s)" are expenditures otherwise prohibited by one or more provisions of this executive order that are determined by GOMB to be necessary because (1) a significant, unavoidable, and unforeseen cost has arisen or (2) because cutting the expenditure would jeopardize one or more fundamental operations of State government. Any emergency or essential expenditure is expressly exempted from the limitations of this Executive Order.

"Employee(s)" are persons employed by a State agency.

"Reduction" is the amount of money appropriated to an agency that is not obligated or expended as a result of any of the requirements set forth in this executive order or as a result of any other savings initiatives.

"Reduction Category" refers to the spending reduction categories set forth as subsections of this executive order.

"*Rutan*-exempt" means a position of employment to which principles set forth by the United States Supreme Court in *Rutan v. Republican Party of Illinois*, 497 U.S. 62 (1990) do not apply.

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V. SAVINGS CLAUSE

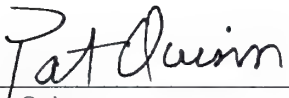
Nothing in this Executive Order shall be construed to contravene any State or federal law, or any collective bargaining agreement.

VI. SEVERABILITY CLAUSE

If any part of this Executive Order is found invalid by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect.

VII. EFFECTIVE DATE

This Executive Order shall become effective upon its filing with the Office of the Secretary of State.



Pat Quinn
Governor

Issued by the Governor: July 1, 2010
Filed with the Secretary of State: July 1, 2010

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JUL 01 2010
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EXECUTIVE ORDER

SPRINGFIELD, ILLINOIS

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10-11

EXECUTIVE ORDER CREATING THE ILLINOIS ANTI-VIOLENCE COMMISSION

WHEREAS, violence ultimately is a community problem and requires a community solution that considers the needs and perspectives of everyone who lives in fear of violent crime; and

WHEREAS, when violence claims a life, the impact of that loss ripples throughout the entire community for years to come, shattering hopes and devastating families; and

WHEREAS, those who have endured the aftermath of deadly violence bring a deeply personal perspective to issues of crime, prevention and punishment, and they represent an extraordinary resource of wisdom and experience that should be considered in shaping government programs intended to prevent violence and protect neighborhoods; and

WHEREAS, under the basic principles of participatory democracy, those who are most personally affected by any issue of grave general concern have the greatest right to be heard when their government considers that issue; and

WHEREAS, the rising tide of deadly violence threatening many Illinois communities demands and deserves an effective, thoughtful, grassroots response from government at every level;

THEREFORE I, Pat Quinn, Governor of Illinois, hereby order the following:

I. CREATION

There is hereby established the Illinois Anti-Violence Commission (hereinafter "Commission").

II. PURPOSE

The Commission members, combining their own personal, real-life experience with thoughtful input from other individuals at every level who share their commitment to preventing violence and keeping neighborhoods safe and secure, shall develop a set of recommendations to guide the State of Illinois toward wise, effective, community-focused anti-violence programs.

III. DUTIES

The Commission shall make recommendations for developing and implementing community-focused violence prevention programs that address the needs identified by those most personally affected by violent crime and its aftermath.

The Commission shall make best efforts to:

- a. Hold hearings and gather testimony from community members and representatives of neighborhood groups as well as experts in violence prevention and law enforcement.
- b. Develop community-based recommendations to strengthen Illinois' existing anti-violence programs and find new, workable solutions to save lives and rebuild neighborhoods.

- c. Identify opportunities to increase community input into the development and delivery of the State of Illinois' violence prevention programs.

IV. MEMBERSHIP

The Commission shall be limited to Illinois residents who have lost family members to deadly violence; its membership shall reflect diversity to ensure representation of the needs of all Illinois citizens. The Governor appoints all members of the Commission.

Members shall serve for the duration of the Commission. The Commission shall convene within 30 days after the effective date of this Order. The initial meeting of the Commission shall be convened by the chairperson selected by the Governor. Subsequent meetings will convene at the call of the chairperson.

V. REPORT

The Commission shall report its findings and recommendations to the Governor and General Assembly no later than November 16, 2010. The Commission and the terms of its members shall expire upon delivery of the final report.

VI. TRANSPARENCY

In addition to whatever policies or procedures it may adopt, all operations of the Commission will be subject to the provisions of the Illinois Freedom of Information Act (5 ILCS 140/1 et seq.) and the Illinois Open Meetings Act (5 ILCS 120/1 et seq.). This section shall not be construed so as to preclude other statutes from applying to the Commission and its activities.

VII. SAVINGS CLAUSE

Nothing in this Executive Order shall be construed to contravene any state or federal law.

VIII. SEVERABILITY

If any provision of this Executive Order is found invalid by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect.

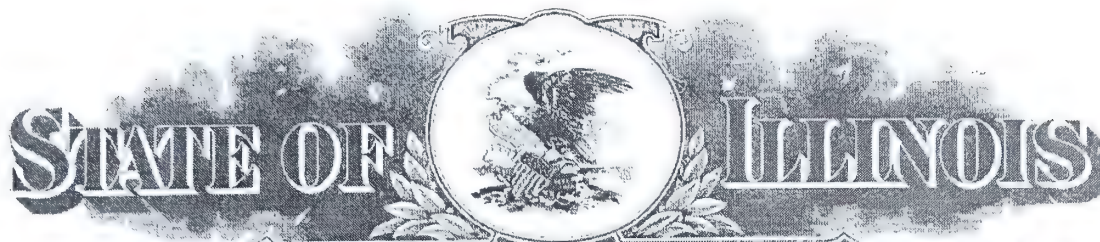
IX. EFFECTIVE DATE

This Executive Order shall be effective upon filing with the Secretary of State.


Pat Quinn, Governor

Issued by the Governor: July 25, 2010
Filed with the Secretary of State: July 26, 2010

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EXECUTIVE DEPARTMENT

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EXECUTIVE ORDER

10-12

EXECUTIVE ORDER CREATING THE ILLINOIS HEALTH REFORM
IMPLEMENTATION COUNCIL

WHEREAS, 1.8 million Illinoisans do not have private or public health insurance coverage; and

WHEREAS, the *Patient Protection and Affordable Care Act* was enacted by the Congress of the United States and signed into law by the President of the United States on March 23, 2010 and the *Health Care and Education Reconciliation Act* (hereinafter collectively referred to as the "Affordable Care Act") was enacted by the Congress of the United States and signed into law by the President of the United States on March 30, 2010; and

WHEREAS, the Affordable Care Act relies on state governments to implement comprehensive health insurance reforms that will improve the accountability of health insurance companies, lower health care costs, guarantee more health care choices, and enhance the quality of health care for all Americans; and

WHEREAS, one objective of the Affordable Care Act is to provide affordable health care coverage for families; and

WHEREAS, another objective of the Affordable Care Act is to stabilize the cost of health care coverage provided by employers to employees; and

WHEREAS, the Affordable Care Act strengthens Medicare benefits by lowering prescription drug costs for those in the Part D 'Donut Hole,' enhancing chronic care, and offering free preventive care; and

WHEREAS, the Affordable Care Act will impact families and children, individuals, people with disabilities, seniors, young adults, and small and large businesses throughout Illinois; and

WHEREAS, effective coordination among State of Illinois executive branch agencies and the General Assembly regarding implementation of the Affordable Care Act will ensure that the people of Illinois receive immediate and full access to all health care coverage, insurance protections, expanded access to care and federal subsidies to ensure affordability; and

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, pursuant to the supreme executive authority vested in me by Article V of the Illinois Constitution, do hereby order as follows:

I. CREATION

There is hereby created The Illinois Health Care Reform Implementation Council (hereinafter "Council") having the duties and powers set forth herein. Members of the Council shall be appointed by the Governor and shall include the following individuals or their designees:

- a. A designee of the Office of the Governor
- b. Director of the Department of Healthcare and Family Services
- c. Director of the Department of Insurance
- d. Director of the Department of Public Health
- e. Director of the Department on Aging
- f. Secretary of the Department of Human Services
- g. Director of the Office of Health Information Technology
- h. Director of Central Management Services
- i. Director of the Governor's Office of Management and Budget
- j. Director of the Department of Labor
- k. Secretary of the Department of Financial and Professional Regulation

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The designee for the Office of Governor shall serve as the Chair of the Council and the Directors of the Department of Insurance and the Department of Healthcare and Family Services shall serve as the Vice-Chairs. Administrative support to the Council shall be provided by the agencies appointed to the Council. The Council may access donations of labor, services, or other things of value from any public or private agency or person.

II. PURPOSE

The purpose of the Council is to recommend to the Governor what changes should be initially implemented to ensure the State is improving the health of residents by increasing access to health care, reducing disparities, controlling costs, and improving the affordability, quality and effectiveness of health care consistent with the Affordable Care Act. The Council shall make recommendations on, but not be limited to, opportunities and responsibilities in the Affordable Care Act for states to:

- a. establish a health insurance exchange and related consumer protection reforms; and
- b. reform Medicaid service structures and enrollment systems; and
- c. develop an adequate workforce; and
- d. incentivize delivery systems to assure high quality health care and achieve desired outcomes; and
- e. identify federal grants, pilot programs, and other non-state funding sources to assist with implementation of the Affordable Care Act; and
- f. foster the widespread adoption of electronic medical records and participation in the Illinois Health Information Exchange.

III. FUNCTION

- a. In carrying out responsibilities, the Council shall hold public meetings in regions across the State for the purpose of informing the public about the opportunities and responsibilities under the Affordable Care Act, soliciting recommendations for the implementation of the six areas listed above, and reporting on those recommendations. Members of the General Assembly shall be invited to attend and participate in each informational session.

- b. On or before December 31, 2010, the Council shall make initial recommendations to the Governor.
- c. Following December 31, 2010, the Council shall periodically report to the Governor on the implementation of the recommendations developed to assure maximum benefit to Illinois residents pursuant to the Affordable Care Act.

IV. TRANSPARENCY

In addition to any other applicable laws, rules, or regulations, all aspects of The Illinois Health Care Reform Implementation Council shall be governed by the Freedom of Information Act, 5 ILCS 140/1 *et seq.*, and the Open Meetings Act, 5 ILCS 120/1 *et seq.* This section shall not be construed so as to preclude other statutes from applying to the Council or its activities.

V. SAVINGS CLAUSE

Nothing in this Executive Order shall be construed to contravene any state or federal law.

VI. SEVERABILITY

If any provision of this Executive Order is found invalid by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect.

VII. EFFECTIVE DATE

This Executive Order shall be effective upon filing with the Secretary of State.



Pat Quinn
Governor

Issued by the Governor: July 30, 2010
Filed with the Secretary of State: July 30, 2010

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EXECUTIVE ORDER

10-13

**EXECUTIVE ORDER CREATING
THE ELGIN-OHARE WEST BYPASS ADVISORY COUNCIL**

WHEREAS, An efficient transportation system is critical for the effective movement of people, goods, and services; and

WHEREAS, The Elgin-O'Hare West Bypass (EOWB) was initially conceived in the 1970's and is a project of national, statewide and regional significance; and

WHEREAS, The EOWB will foster continued global economic competitiveness, promote business retention and attraction, and create new jobs in Illinois; and

WHEREAS, The EOWB and future western terminal are key components to create access that is compatible with a world class airport; and

WHEREAS, A financially viable, multi-modal transportation network can serve as an instrument to enhance livability and expand green collar jobs in Illinois; and

WHEREAS, A public transportation system that is compatible with the proposed roadway improvements is vital to ensure a sustainable transportation system that supports air, rail and roadway freight, commuters and international visitors; and

WHEREAS, This confluence of forces offers an opportunity to analyze and assess various creative methods to support such a system;

THEREFORE, I, Pat Quinn, Governor of the State of Illinois, pursuant to the supreme executive authority of the Governor as set forth in Article V of the Illinois Constitution, do hereby order as follows:

I. CREATION

There is hereby established the Elgin-O'Hare West Bypass Advisory Council (hereinafter "Council"), to be appointed by the Governor, having the duties and powers set forth herein, with respect to the Office of the Governor and agencies under the jurisdiction of the Office of the Governor.

II. PURPOSE

The Council shall advise the Governor and make recommendations in the development of an implementation, financing, and operating structure for the infrastructure improvements surrounding, and supporting, O'Hare International Airport; including the extension of Elgin-O'Hare, a Western Bypass, and a complimentary transit network.

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IN THE OFFICE OF
SECRETARY OF STATE**III. DUTIES**

The Council's duties include, but are not limited to, the following:

- a. Monitoring the overall progress of the Illinois Department of Transportation's (IDOT) EOWB Tier Two Process through monthly status reports; and
- b. Reviewing and evaluating the Financial and Construction Sequencing analysis prepared by IDOT for the project; and
- c. Analyzing the regional economic impact of the project and providing input on how to maximize economic growth, job creation, and new opportunities for industry development; and
- d. Assessing the incorporation of green practices and planning into the project, involving, but not limited to, transit design and integration, construction materials, and other sustainable best practices; and
- e. Developing a strategy to ensure the project supports a diverse workforce and opportunities for small and medium-sized businesses and underrepresented groups; and
- f. Facilitating a regional consensus position for financing and implementing the project; and
- g. Providing a report to the Governor with recommendations for a financial and implementation strategy.

IV. MEMBERSHIP AND ADMINISTRATIVE SUPPORT

The Council shall include representation from both public and private organizations. Members of the Council will serve without compensation.

The Governor shall appoint all members of the Council who shall serve at his pleasure. Members of the Council may include:

- a. Representatives from the following state and local government agencies: Illinois Department of Transportation, Illinois State Toll Highway Authority, Illinois Finance Authority, City of Chicago Department of Aviation, Regional Transportation Authority.
- b. Representatives from the following organizations: DuPage County Board of Commissioners, DuPage Mayors and Managers Conference, West Central Municipal Conference, Northwest Municipal Conference.
- c. Individuals who represent the following areas: Planning, Labor, Business, Public Finance.

The representative of the Illinois Department of Transportation and the representative of the Illinois State Toll Highway Authority shall each serve as a co-chairman of the Council. IDOT shall provide administrative and technical support and staffing for the Council, including providing a staff member to serve as the Council's ethics officer.

V. REPORT

Based upon the findings of the EOWB Tier Two financial analysis, and considerations of this Council, the Council shall prepare a preliminary report with recommendations provided to the Governor by February 28, 2011; and a final report provided to the Governor April 29, 2011. The Council and the terms of its members shall expire upon delivery of the final report.

VI. TRANSPARENCY

In addition to whatever policies or procedures it may adopt, all operations of the Council will be subject to the provisions of the Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) and the Illinois Open Meetings Act (5 ILCS 120/1 *et seq.*). This section shall not be construed so as to preclude other statutes from applying to the Council and its activities.

VII. SEVERABILITY

If any provision of this Executive Order is found invalid by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect.

VIII. EFFECTIVE DATE

This Executive Order shall be effective upon filing with the Secretary of State.

A handwritten signature in dark ink, reading "Pat Quinn", written over a horizontal line.

Pat Quinn, Governor

Issued by the Governor: October 5, 2010

Filed with the Secretary of State: October 5, 2010

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EXECUTIVE ORDER

10-14

EXECUTIVE ORDER FOR THE ESTABLISHMENT OF A COASTAL MANAGEMENT PROGRAM IN ILLINOIS

WHEREAS, Illinois is dedicated to protecting and managing our natural and cultural resources along our magnificent 63 mile stretch of Lake Michigan shoreline; and

WHEREAS, During the last two centuries, Illinois' coast has undergone nearly a complete metamorphosis with its monumental hydrologic modifications, enormous industrial impacts, building of an excellent transportation infrastructure, and creation of skyscrapers that grace our shoreline; and

WHEREAS, Our shoreline is highly urbanized and has been subject to considerable stress from intense land use and competition to serve the economic and workforce needs and demands of this densely populated area; and

WHEREAS, The environmental legacy of our industrial sites and the needs and demands of a growing and vibrant urban community create a complex set of issues to balance as we invest in programs that seek to restore our ecosystems and meet the increasing demands for open space, recreation, and public access; and

THEREFORE, I, Pat Quinn, Governor of Illinois, pursuant to the authority vested in me by Article V of the Constitution of the State of Illinois, hereby establish the Illinois Coastal Management Program within the Illinois Department of Natural Resources. I hereby direct all state agencies to carry out their legally established duties consistently with this program and in a manner which promotes coordination among those agencies in achieving its goals and objectives:

I. DESIGNATED STATE AGENCY

The Illinois Department of Natural Resources (IDNR) is the lead state agency responsible for development and implementation of the Illinois Coastal Management Program (ICMP). The mission of the IDNR is to manage, protect, and sustain Illinois' natural and cultural resources, further the public's understanding and appreciation of those resources, and promote the education, science and public safety of our natural resources for present and future generations.

II. COASTAL MANAGEMENT PROGRAM OBJECTIVES

State agencies listed in Section III are those which have responsibility for Illinois coastal resources and are part of the ICMP network. All these agencies shall administer their programs in support of the following ICMP goals and objectives:

- a) Enhance the State's role in supporting and coordinating partnerships among local, state and federal agencies in managing coastal resources.
- b) Facilitate the development of a shared vision and policies for the protection, restoration, and enhancement of Illinois coastal resources for this and succeeding generations.
- c) Develop strategies to mitigate and adapt to climate change, including reducing individual carbon footprints and expanding use of Illinois' natural resources to act as natural carbon sinks.
- d) Develop site-specific strategies to address persistent bio-accumulative toxins.
- e) Investigate mitigation and long-term, sustainable solutions to aquatic and terrestrial invasive species.
- f) Facilitate the expansion of the use of green infrastructure to control storm-water, promote groundwater recharge and reduce flooding.
- g) Provide technical and financial assistance to acquire new, add or improve public recreational sites and facilities, and to create new or improve public access to coastal waters.
- h) Provide assistance to improve management programs and support state and local government efforts to identify and designate areas especially suited for water-related economic development and in redeveloping port and waterfront areas.

III. ICMP COORDINATION VIA THE TECHNICAL ADVISORY COMMITTEE

A Technical Advisory Committee (TAC) for the ICMP is hereby established. The TAC will use existing resources and shall be comprised of state agencies with responsibility for implementing the authorities of the ICMP as described in the ICMP Program Document, which is being completed by IDNR as the lead state agency for the ICMP. Other agencies/entities will be included in the TAC as deemed necessary by the ICMP director. The ICMP director shall serve as the Chairman of the TAC. The TAC shall be a forum to resolve conflicts on state consistency, as detailed in Section IV below, and to discuss issues related to the implementation of federal consistency, as detailed in Section V below. The TAC shall also be a forum to provide review of projects under consideration for funding by the ICMP.

Implementation

The following Illinois agencies shall have primary responsibility for implementing the Management Authorities of the ICMP, as described in Chapter 9 of the ICMP Program Document:

Department of Natural Resources
 Environmental Protection Agency
 Department of Agriculture
 Department of Commerce and Economic Opportunity
 Emergency Management Agency
 Department of Transportation
 Nature Preserves Commission
 Historic Preservation Agency

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These agencies and all other state agencies that conduct activities which may affect land and water uses and resources of the Illinois coastal zone shall conduct their activities in a manner consistent with the policies of the ICMP, as described in Chapter 9 of the ICMP Program Document. For the purposes of the ICMP, land and water uses of the coastal zone shall refer to those identified in the ICMP Program Document. Coastal resources are those within the boundary of the coastal zone as defined in the ICMP Program Document.

IV. RESOLUTION OF CONFLICTS

When, in the judgment of the ICMP director, a State agency or Regulatory board or Commission is ready to act in a manner that appears to be inconsistent with the ICMP

policies or has established a pattern of actions that appears to be inconsistent with the ICMP policies, the ICMP director shall discuss the situation with the Agency head to determine if a consistency problem exists.

If, in the judgment of the ICMP director, a consistency problem still exists after discussion with the Agency head, the ICMP director shall bring the matter before the TAC at a regular TAC meeting, ad hoc meeting, or through other means. If the TAC cannot resolve the problem, the ICMP director shall advise the director of the IDNR that a state consistency problem exists. The IDNR director shall then determine if a state consistency problem exists.

If, in the judgment of the IDNR director a state consistency problem exists, the IDNR director will discuss the issue with the Agency head and attempt a resolution. If the IDNR director is unable to resolve the issue, he shall report the problem to the Governor with recommendations for appropriate action. The Governor shall have the ultimate responsibility for resolving any state consistency problem which cannot be resolved by the IDNR director and Agency head.

V. FEDERAL CONSISTENCY

The IDNR will be the state agency that implements the Federal Consistency provisions of the Coastal Zone Management Act of 1972, as amended (CZMA), upon federal approval of the ICMP. Pursuant to the CZMA, CZMA regulations at 15 C.F.R. part 930, and the Federal Consistency process described in the ICMP Program Document, the IDNR will determine whether federal actions are consistent with the enforceable policies of the ICMP, which are listed in Chapter 11 of the ICMP Document. With support from staff in the state agencies listed in Section III above, ICMP staff shall monitor all federal actions which affect coastal uses or resources. The Technical Advisory Committee is a forum where the ICMP director or designee may discuss and come to agreement with other state agencies on specific federal consistency issues.

VI. EFFECTIVE DATE

This Executive Order will become effective upon federal approval of the Illinois Coastal Management Program.



Pat Quinn
Governor

Issued by the Governor: December 10, 2010
Filed with the Secretary of State: December 10, 2010

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